

**AGENDA  
TOWN OF NEW BALTIMORE, COUNTY OF GREENE  
REGULAR TOWN BOARD MEETING**

**FEBRUARY 13, 2023**

*Please turn off all cell phones and electronic devices.*

**Pledge of Allegiance**

**Correspondence**

- New York State Department of State, Notification of Filing of Local Law 1 of 2023
- New Baltimore Board of Fire Commissioners Notice of Public Hearing of Proposed Local Law Providing Real Property Tax Exemption for Volunteer Firefighters and Ambulance Workers on February 24, 2023 at 7PM at the New Baltimore Fire House

**Approval of Minutes**

- January 23, 2023 Town Board Work Meeting

**Public Comment Period**

**New Business**

- Resolution to Set Public Hearing for Local Law 2 of 2023, a Local Law Providing Real Property Tax Exemptions for Volunteer Firefighters and Ambulance Workers Pursuant to Section 466-A of the Real Property Tax Law
- Resolution to Authorize the Town of New Baltimore to Participate in County Highway Purchases
- Audit of Claims

**Upcoming Meetings**

- February 20, 2023 Town Offices Closed for Presidents' Day
- February 27, 2023 Public Hearing on Local Law 2 of 2023 at 6:30 PM
- February 27, 2023 Town Board Work Meeting at 7 PM
- March 1, 2023 Zoning Board of Appeals Meeting at 7:30 PM if Needed
- March 9, 2023 Planning Board Meeting at 7 PM
- March 13, 2023 Town Board Meeting Regular Meeting at 7 PM
- March 27, 2023 Town Board Work Meeting at 7 PM

**Public Comment Period/Community Events**

**Adjournment**

**\*\*\*\* Agenda Subject to Change\*\*\*\***

## **GUIDELINES FOR PUBLIC CONDUCT DURING TOWN BOARD MEETINGS**

1. The Supervisor shall preside at the meetings of the Town Board. In the absence of the Supervisor, the Deputy Supervisor shall be the acting Supervisor. In the event both the Supervisor and the Deputy Supervisor are absent, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser number may adjourn.
2. Town residents who wish to speak shall fill out a card at the entrances of the meeting room listing their name, contact information, and the subject matter in which they would like to speak. These cards will be collected prior to the beginning of the Town Board meeting and given to the Town Supervisor or Deputy Supervisor in the absence of the Supervisor.
3. Speakers must be recognized by the presiding officer and then proceed to the lectern and state their name and address. They must limit their remarks on official town business to up to three minutes on a given topic and may not yield any remaining time to another speaker. They must address their remarks to the Board as a body and not to any member thereof and not to other members of the audience in the form of a debate.
4. Speakers should present their remarks in a courteous manner and may not make disparaging remarks or personal comments about public officials, town residents, or others. All speakers will observe the commonly accepted rules of courtesy, decorum, dignity, and good taste with no cursing, swearing, clapping, booing, finger pointing, bullying, whispering, or talking that disrupts the proceedings of the business of the Town Board.
5. Any speaker who disregards the directives of the presiding officer in enforcing the rules, disturbs the peace at a meeting, makes impertinent or slanderous remarks, or generally conducts themselves in an inappropriate manner shall be barred from further participation and will forfeit any balance of time remaining for their comments.
6. After a final warning, if a speaker willfully refuses to step down, the Town Supervisor shall contact the appropriate authorities to remove the speaker from the meeting room and to restore order.
7. The Town Supervisor, or in their absence the Deputy Supervisor, shall ensure compliance with these rules.

STATE OF NEW YORK  
**DEPARTMENT OF STATE**

ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
[HTTPS://DOS.NY.GOV](https://dos.ny.gov)

KATHY HOCHUL  
GOVERNOR

ROBERT J. RODRIGUEZ  
SECRETARY OF STATE

February 1, 2023

Barbara M Finke  
Baltimore Town Clerk  
3809 County Rte 51  
Hannacroix NY 12087

**RE: Town. Of Baltimore, Local Law 1 2023, filed on January 30 2023**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.ny.gov](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492



**Department  
of State**

## NOTICE OF PUBLIC HEARING

New Baltimore Board of Fire Commissioners will hold a special meeting on February 24, 2023 at 7:00 pm at the New Baltimore Fire House located on Gill Road in New Baltimore for Proposed Local Law Providing Real Property Tax Exemptions For Volunteer Firefighters And Ambulance Workers Pursuant To Section 466-A Of The Real Property Tax Law.

Lisa Johnston  
Secretary of Board of Commissioners

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 39-2023  
FEBRUARY 13, 2023**

**RESOLUTION SETTING PUBLIC HEARING FOR A PROPOSED LOCAL LAW  
PROVIDING REAL PROPERTY TAX EXEMPTIONS FOR VOLUNTEER  
FIREFIGHTERS AND AMBULANCE WORKERS PURSUANT TO SECTION 466-A  
OF THE REAL PROPERTY TAX LAW**

**BE IT ENACTED** by the Town Board of New Baltimore.

*BE IT RESOLVED*, that the Town Board of the Town of New Baltimore will hold a Public Hearing on February 27, 2023 at 6:30 PM at the Town Hall, 3809 County Route 51, Hannacroix, New York to hear those members of the public who wish to be heard regarding proposed Local Law 2 of 2023, a Local Law providing real property tax exemptions for volunteer firefighters and ambulance workers pursuant to Section 466-A of the Real Property Tax Law.

**PROPOSED LOCAL LAW #2 OF 2023**

*BE IT ENACTED* by the Town Board of the Town of New Baltimore, as follows:

**SECTION I. Legislative intent and purpose.**

- a. The Town Board of the Town of New Baltimore finds and determines that attracting and retaining quality volunteer firefighters and emergency medical personnel is one of the most critical problems facing our community and that maintaining effective emergency protection depends on the ability to train and retain volunteers.
- b. The Town Board finds and determines that it is essential for the Town to provide real property tax exemptions as an incentive to attract new volunteers and help combat a persistent and alarming decline in the number of volunteers serving as active responders to fire and medical emergencies and unless recruits are found to replace retiring volunteers and seasoned members are encouraged to continue their volunteer service, the health and safety of citizens served by the volunteer firefighter and emergency medical personnel corps may be jeopardized.
- c. The Town Board further finds and determines that real property tax exemptions are an appropriate way to recognize the personal sacrifices and dedication of these community-spirited men and women who unselfishly give their time and risk their safety to protect their neighbors without compensation.
- d. The purpose of this Local Law is to adopt the real property tax exemptions provided for volunteer firefighters and emergency medical personnel in accordance with Section 466-a of the Real Property Tax Law to read as follows.

Section 1. Real Property Tax Exemption. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse residing in the Town of New Baltimore shall be exempt from taxation to the extent of 10 percent of the assessed value of such property for Town purposes, exclusive of special assessments.

Section 2. Qualifications. Such exemption shall only be granted to an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance services if:

- (a) the applicant resides in the Town of New Baltimore and is a member of an incorporated volunteer fire company or fire department or incorporated voluntary ambulance service which provides service within the town.
- (b) the real property which is the subject of such exemption is the primary residence of the applicant.
- (c) the real property is used exclusively for residential purposes; provided however, that in the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this Local Law.
- (d) the applicant has obtained and displayed a certificate issued by the authority having jurisdiction for the incorporated volunteer fire company or fire department indicating that the applicant has been an enrolled member of such incorporated volunteer fire company or fire department for at least two years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance service for at least two years.

Section 3. Continuation of eligibility requirements. The applicant shall maintain continual eligibility for the exemption by being a continuously active member of the incorporated volunteer fire company, fire department, fire district, or incorporated voluntary ambulance service. An active member shall meet the requirements for active service as defined by each company, department or corporation. Annual attestation by such company, district or corporation is required to maintain this exemption.

Section 4. Twenty-year active members. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty years of active service, as defined in Section 3 hereof, and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within the Town of New Baltimore.

Section 5. Un-remarried Surviving Spouses of Volunteers killed in the line of duty. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers killed in the line of duty may receive the real property tax exemption if:

- 1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service who was killed in the line of duty; and.
- 2. Such deceased volunteer had been an enrolled member for at least five years; and.
- 3. Such deceased volunteer had been receiving the exemption prior to his or her death.

Section 6. Un-remarried Surviving Spouses of Volunteers with at least Twenty Years of Service. An un-remarried spouse of a volunteer firefighters or volunteer ambulance workers with twenty years of service may receive the real property tax exemption if:

1. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of an enrolled member of such incorporated volunteer fire company, fire department or incorporated volunteer ambulance service.

2. Such deceased volunteer had been an enrolled member for at least twenty years.

3. Such deceased volunteer and un-remarried spouse had been receiving the exemption of such property prior to the death of such volunteer.

Section 7. Application process.

1. Applications for such exemption shall be filed with the assessor of the town on or before the taxable status date on a form as prescribed by the New York State Commissioner for the Office of Real Property Tax Services.

2. The assessor of the city, village or town shall have the duty and responsibility of procuring and filing a copy of such certification prior to granting the exemption provided for by this Local Law.

Section 8. No diminution of current benefits. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of law on the effective date of this Local Law shall suffer any diminution of such benefit because of the provisions of this Local Law.

SECTION II. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 40-2023**

**FEBRUARY 13, 2023**

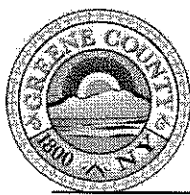
**RESOLUTION TO AUTHORIZE THE TOWN OF NEW BALTIMORE  
TO PARTICIPATE IN COUNTY HIGHWAY PURCHASES**

**WHEREAS** Greene County has contracted for certain highway materials, equipment and supplies for 2023 and has adopted Resolution 21-23 on January 18, 2023 authorizing municipalities to participate in County highway purchases.

**WHEREAS** the Highway Superintendent will continue to follow the Procurement Policy adopted on January 1, 2023.

**RESOLVED** that the Town Board authorizes the Highway Superintendent to purchase certain highway materials, equipment and supplies during the year 2023, subject to the rules heretofore and hereafter adopted by the County pursuant to Section 408-A of the County Law.





## Resolution No. 21-23

### Authorizing Municipalities To Participate In County Highway Purchases

WHEREAS, the County is contracting for certain highway materials, equipment and supplies;

NOW, THEREFORE, BE IT RESOLVED, that any officer, board or agency located in whole or in part within this County, be and hereby is authorized to participate in such purchases during the year 2023, subject to the rules heretofore and hereafter adopted by the County pursuant to Section 408-A of the County Law.

#### Meeting History

01/09/23 Public Works

MOVED FOR ADOPTION

<b>RESULT:</b>	<b>MOVED FOR ADOPTION [UNANIMOUS]</b>
<b>MOVER:</b>	Charles A. Martinez, Legislator / Budget Officer
<b>SECONDER:</b>	Daryl Legg, Legislator
<b>AYES:</b>	Thorington, Martinez, Hobart, Handel, Legg, Linger, Luvera, Lennon
<b>ABSENT:</b>	Michael Bulich

#### Current Meeting

01/18/23

Greene County Legislature

ADOPTED

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Charles A. Martinez, Legislator/Budget Officer
<b>SECONDER:</b>	Daryl Legg, Legislator
<b>AYES:</b>	Bloomer, Davis, Handel, Hobart, Legg, Lennon, Lucas, Luvera, Martinez, Overbaugh, Thorington, True, Linger
<b>ABSENT:</b>	Michael Bulich

(9,369) (631)  
Ayes 13 Noes 0 Absent 1

APPROVED AS TO FORM  
EDWARD I. KAPLAN, ESQ.  
GREENE COUNTY ATTORNEY

cc: All Departments via County Wide Share Point  
Highway - Certified  
Town/Village Highway Superintendents,  
Town/Village Supervisors, Mayors, Presidents & Clerks - Certified - Email  
2 File - Digital/Highway

**TOWN OF NEW BALTIMORE, COUNTY OF GREENE**

**RESOLUTION 41-2023**

**FEBRUARY 13, 2023**

**RESOLUTION TO AUTHORIZE SUPERVISOR TO PAY AUDITED CLAIMS**

***WHEREAS*** the Town Clerk has presented claims to the Town Board for audit and review, and

***WHEREAS*** the Town Board has audited claims 2023-02-01 to 2023-02-, it is

***RESOLVED*** that the Supervisor is hereby authorized to pay claims 2023-02-01 to 2023-02-.

***BE IT FURTHER RESOLVED*** that the Town Clerk will prepare an abstract and hold it for public review until March 31, 2023.