

**AGENDA
TOWN OF NEW BALTIMORE
REGULAR TOWN BOARD MEETING
JANUARY 14, 2013**

Bid Opening

Opening Regular Town Board Meeting

Pledge of Allegiance

Approval of Minutes

December 10, 2012 – Regular Town Board Meeting
December 19, 2012 – Special Joint Town Board Meeting
December 19, 2012 – Joint Town Boards Public Hearing
January 3, 2013 – Organizational Meeting

Public Comment Period

Correspondence

Old Business

1. Resolution to Accept Bid for Fire Wood

New Business

1. Resolution to Accept Bid for Used Backhoe
2. Resolution to Advertise Sale of Old Backhoe
3. Discussion of Plowing for Fire Districts Parking Lots
4. Discussion of Abandonment of Town Roads
5. Semi Annual Reports from the Planning Board and ZBA
6. Resolution to Approve Renewal of J. B. Car Services Second Hand Junk & Auto Parts Dealers' License
7. Resolution to Authorize Supervisor to Sign Agreement with Columbia-Greene Humane Society
8. Resolution to Authorize Supervisor to Sign Renewal Contract with Ravena Rescue Squad/Ambulance District No. 1
9. Resolution to Authorize Representative for Grant and Local Match of Through In Kind Services
10. Resolution to Approve SEQRA for Sewer District #1
11. Discussion of Planning Board and ZBA Vacancies
12. Resolution to Set Public Hearing for Local Law 1 of 2013 to Approve Exemptions of Real Property Taxes for 2013
13. Resolution to Set Public Hearing for Local Law 2 of 2013 to Approve Dog Enumeration Fee
14. Approval to Post Advertisement for Town Building Maintenance and Park Mowing Laborer
15. Resolution to Establish Comprehensive Plan Review Committee
16. Resolution to Pay Claims
17. Executive Session for Ongoing Litigation

Adjournment

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

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

RESOLUTION TO ACCEPT BID FOR SALE OF WOOD

WHEREAS, the Town Board of the Town of New Baltimore has solicited bids for the sale of wood at Town Hall to be received on December 10, 2012, and

WHEREAS, no bids were received on December 10, 2012, and

WHEREAS, the Town Board allowed for additional proposals to be submitted.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore agrees to sell this wood to _____ for the amount of \$ _____, and

BE IT FURTHER RESOLVED that payment for this wood is made to the Town Clerk by cash or good funds on or before January 25, 2013.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION TO AUTHORIZE ADVERTISEMENT FOR BIDS FOR SALE OF USED 1989
FORD 555C BACKHOE**

RESOLVED, that the Town Clerk is hereby authorized to advertise for bids for the sale of a 1989 Ford Backhoe that is no longer required for use by the Town Highway Department; said bids to be submitted to the Town Clerk's Office no later than 4:00 p.m. on _____ and to be publicly opened at 6:45 p.m. on _____

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION SETTING PUBLIC HEARING DATE
FOR PROPOSED LOCAL LAW TO ESTABLISH A NEW SCHEDULE OF REAL PROPERTY
TAX EXEMPTIONS FOR PERSONS SIXTY-FIVE (65) YEARS OF AGE OR OVER AND
PERSONS WITH DISABILITIES AND LIMITED INCOMES**

BE IT RESOLVED, that the Town Board of the Town of New Baltimore will hold a public hearing on _____ at 7:30 p.m. at the Town Hall, Rt. 51, Hannacroix, New York, to hear those members of the public who wish to be heard regarding proposed Local Law No. 2 of 2011, a Local Law to Establish a New Schedule of Real Property Tax Exemptions for Persons Sixty-Five (65) Years of Age or Over and Persons with Disabilities and Limited Incomes.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION TO ACCEPT BID FOR PURCHASE BY TOWN OF USED BACKHOE FOR
USE BY TOWN HIGHWAY DEPARTMENT**

WHEREAS, the Town Board, by Resolution dated December 10, 2012, authorized the Town Clerk to advertise for bids for the purchase of a used backhoe to be used by the Town Highway Department, in accordance with specifications to be prepared by the Town Superintendent of Highways, with bids to be submitted to the Town Clerk's Office no later than 4:00 p.m. on January 14, 2013 and to be publicly opened at 7:15 p.m. on January 14, 2013, and

WHEREAS, bids have been received and opened pursuant to the Town Board's authorization, and

WHEREAS, the lowest bid meeting the specifications was offered by _____ for the amount of \$_____. .

NOW THEREFORE, BE IT RESOLVED, that the Town Board does hereby accept the bid of _____ to sell a used backhoe to the Town for use by the Town Highway Department for the amount of \$_____.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AGREEMENT WITH
COLUMBIA-GREENE HUMANE SOCIETY**

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute an agreement with the Columbia-Greene Humane Society/SPCA for the period of January 1, 2013 to December 31, 2013 for shelter services.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AGREEMENT WITH
DELAWARE ENGINEERING FOR PROFESSIONAL SERVICES**

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute an agreement with Delaware Engineering at no cost to the Town. Any grant proceeds that the Town receives for the scope of services outlined in this contract will compensation Delaware Engineering for their services.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION AUTHORIZING SUPERVISOR TO EXECUTE AGREEMENT WITH
RAVENA RESCUE SQUAD FOR AMBULANCE SERVICE PROVIDED TO
NEW BALTIMORE AMBULANCE DISTRICT NO. 1**

RESOLVED, that the Town Board does hereby authorize the Supervisor to execute an agreement with Ravena Rescue Squad for the period January 1, 2013 - December 31, 2013 for basic ambulance service provided to New Baltimore Ambulance District No. 1, at a total cost of \$23,300.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

***RESOLUTION APPROVING ISSUANCE OF SECOND HAND JUNK
& AUTO PARTS DEALERS' LICENSE FOR J.B. CAR SERVICES***

WHEREAS, James Brockett is the operator of J. B. Car Services, Inc. located at 241 Flatbush Road, West Coxsackie, New York; and

WHEREAS, Mr. Brockett requires a Second Hand Junk & Auto Parts Dealers' License, renewable annually; and

WHEREAS, Code Enforcement Officer Blaisdell completed the required inspection, found all to be in order and recommended to Town Board issuance of renewal;

NOW THEREFORE BE IT RESOLVED, that J. B. Car Services Second Hand Junk & Auto Parts Dealers' License be renewed for the term ending December 31, 2013.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION SETTING PUBLIC HEARING DATE FOR PROPOSED LOCAL LAW TO
AMEND TOWN CODE §42-31 TO INCREASE
THE ENUMERATION FEE FOR DOGS FOUND UNLICENSED
IN THE TOWN OF NEW BALTIMORE**

BE IT RESOLVED, that the Town Board of the Town of New Baltimore will hold a public hearing on _____ at 7:00 p.m. at the Town Hall, Rt. 51, Hannacroix, New York, to hear those members of the public who wish to be heard regarding proposed Local Law No. 2 of 2013, a Local Law to Increase the Enumeration Fee for dogs found unlicensed in the Town of New Baltimore.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**NEW YORK STATE CLEAN WATER REVOLVING FUND ENGINEERING PLANNING GRANTS
SEQR TYPE II**

WHEREAS, the Town of New Baltimore (herein after “the Town” or “Town”) intends to prepare a Preliminary Engineering Report (PER) the purpose of which is to review, evaluate and recommend potential operational and capital improvements for the Town’s Wastewater Treatment Plant (WWTP); and,

WHEREAS, 6 NYCRR Part 617.5(c)(18) states that information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action is not subject to review under SEQR; and

WHEREAS, the preparation of the PER does not commit the Town to undertake, fund or approve any action listed in 6 NYCRR Part 617 as Type I or Unlisted.

NOW, THEREFORE BE IT RESOLVED THAT:

1. The Town of New Baltimore Town Board hereby finds that the preparation of the PER regarding the Town’s WWTP is a Type II action and is not subject to review under SEQR (6 NYCRR Part 617).
2. This resolution shall take effect immediately.

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE
RESOLUTION
JANUARY 14, 2013**

**RESOLUTION ESTABLISHING AND MAKING APPOINTMENTS TO
COMPREHENSIVE PLAN REVIEW COMMITTEE**

WHEREAS, the Town Board amended the Comprehensive Plan on February 9, 2007 using the Vision, Goals and Sub-goals contained in the Citizens Planning Advisory Group report as a broad direction for formulating and amending the Town Comprehensive Plan, and

WHEREAS, the Town Board desires to review the Comprehensive Plan to ensure that the plan is in alignment with the current goals of the Town Board, and

WHEREAS, the Town Law of the State of New York empowers the Town Board to appoint a special board to review and prepare any necessary amendments to the Town Comprehensive Plan, and

WHEREAS, the Town Board hereby finds that the appointment of a special board, will allow for the continuation of a positive and constructive effort to ensure that the diverse interests of the town are represented in the review and possible preparation of any amendments to the Comprehensive Plan.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of New Baltimore, in accordance with the provisions of Section 272-a of the Town Law of the State of New York, does hereby establish a special board to be known as the Town of New Baltimore Comprehensive Plan Review Committee and hereby charges said Committee as follows:

- 1) To use the Citizens' Planning Advisory Group "Vision, Goals and Sub-goals" as broad direction for the preparation of any amendments to the Town Comprehensive Plan.
- 2) To give consideration to the research and evaluation presented by the Citizens Planning Advisory Group as "Findings" in its report to the Town Board in the preparation of any proposed amendments to the Town Comprehensive Plan.
- 3) To give consideration to the research and findings of the Zoning Advisory Committee as reported to the Town Board on December 10, 2012.
- 4) To present any amendments to the Comprehensive Plan in accordance with the requirements of the Town Law Section 272-a of the State of New York.

- 5) To hold one or more public hearings and such other meetings as it deems necessary to assure full opportunity for citizen participation in the presentation of any suggested amendments to the Comprehensive Plan.
- 6) To, upon the completion of its work, recommend any amendments to the Comprehensive Plan to the Town Board to be considered for adoption by the Town Board.

AND BE IT FURTHER RESOLVED, that the following residents of the Town of New Baltimore are hereby appointed to serve on the Town Comprehensive Plan Review Committee:

1. Susan O'Rourke, Co-Chair
2. Chris Norris, Co-Chair
3. Kathy Rundburg
4. Meave Tooher
5. Ray Blaisdell
6. Randy Lent
7. Ken Rebusman
8. Mark Peckham
9. Kingsley Greene
10. Liz LoGuidice
11. Nick Dellisanti
12. Ted Flegel

**COUNTY OF GREENE
TOWN OF NEW BALTIMORE**

PROPOSED LOCAL LAW #1 of 2013

**A LOCAL LAW TO ESTABLISH A NEW SCHEDULE OF REAL PROPERTY TAX
EXEMPTIONS FOR PERSONS SIXTY-FIVE (65) YEARS OF AGE OR OVER AND
PERSONS WITH DISABILITIES AND LIMITED INCOMES**

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

SECTION 1.

This Local Law is adopted pursuant to the authority of Real Property Tax Law §459(c) and §467. All definitions, terms and conditions of such statute shall apply to this Local Law and are incorporated herein.

SECTION 2.

Local Law #2 of 2011 is HEREBY REPEALED

SECTION 3.

The Town Board of the Town of New Baltimore does hereby establish the following sliding scale of property tax exemptions for real property owned by persons sixty-five (65) years of age or over and for real property owned by a person with a disability whose income is limited by such disability, and used as the legal residence of such person, based on the income limits set forth below:

<u>Maximum Income Limit</u>	<u>Property Tax Exemption</u>
\$22,500.00 or less	50%
\$23,500.01-\$23,499.99	45%
\$23,500.00-\$24,499.99	40%
\$24,500.00-\$25,499.99	35%
\$25,500.00-\$26,399.99	30%
\$26,400.00-\$27,299.99	25%
\$27,300.00-\$28,199.99	20%
\$28,200.00-\$29,099.99	15%
\$29,100.00-\$29,999.99	10%
\$30,000.00-\$30,899.99	5%

SECTION 4.

Any person who qualifies for a property tax exemption as a person with a disability shall not be eligible for a property tax exemption as a person who is sixty five (65) years of age or over.

SECTION 5.

The maximum income limit set forth in Section 3. above shall be offset by medical and prescription drug expenses actually paid which are not reimbursed or paid for by insurance.

SECTION 6.

This Local Law shall take effect immediately upon its filing in the Office of the Secretary of State.

LOCAL LAW NO. 2 of 2013

A LOCAL LAW AMENDING TOWN CODE §42-31 TO INCREASE
THE ENUMERATION FEE FOR DOGS FOUND UNLICENSED
IN THE TOWN OF NEW BALTIMORE

Be it enacted by the Town Board of the Town of New Baltimore, County of Greene, as follows:

Section 1. Purpose

The administrative cost of a dog inventory or enumeration has increased and it is in the public interest to increase the dog enumeration fee from the present fee of \$5.00 to reflect higher administrative costs.

Section 2. Amendment

The current Town Code §42-31 is hereby repealed and replaced with a new Town Code §42-31 to provide as follows:

“When the Town Board determines the need for a dog enumeration or inventory, a fee of \$50.00 will be assessed by the Town to the owner of any dog found unlicensed or renewed at the time the enumeration is conducted.”

Section 5. Effective Date

This Local Law shall take effect immediately upon filing in the office of the New York Secretary of State.