

Public Hearing on Proposed Water Rates for Water District #2 at 6:45 PM

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

January 11, 2016

Please turn off all cell phones and electronic devices.

Pledge of Allegiance

Approval of Minutes

- **December 28 Public Hearing on Proposed Reduction of Water District #2 Operation & Maintenance Charges**
- **December 28 Town Board Work Meeting**
- **January 1, 2016 Organizational Meeting**

Public Comment Period

- Resolution for Term of Office of New Board of Assessment Review Member
- Resolution to Accept Resignation of Planning Board Member
- Resolution to Appoint Planning Board Member
- Resolution Accepting Water Lines in Water District #2
- Resolution to Establish Water District #2 Use Charges for 2016
- Resolution to Set Public Hearing on 2016 Water Rates for Water District #3
- Resolution to Establish Sewer District #1 Use Charges for 2016
- Resolution and Order Calling Public Hearing to be Held on January 25, 2016 at 6:30 PM Regarding the Increase and Improvement of Facilities of the New Baltimore Sewer District (A.K.A. Sewer District No. 1) in the Town of New Baltimore, County of Greene, State of New York, Pursuant to Section 202-b of the Town Law
- Resolution to Enter into Agreement with Rodenhausen Chale LLP for Bond Counsel Services for the Town of New Baltimore Sewer District No. 1 Sewer System Improvement Project
- Audit of Claims

Upcoming Meetings

- January 25, 2016 Town Board Work Meeting at 7 PM
- January 14, 2016 Planning Board Meeting at 7 PM
- January 20, 2016 Comprehensive Plan Committee at 7 PM
- January 21, 2016 Friends of New Baltimore Recreation Committee at 7 PM
- February 3, 2016 Zoning Board of Appeals Meeting if Needed
- February 8, 2016 Town Board Meeting at 7 PM
- February 11, 2016 Planning Board Meeting at 7 PM
- February 14, 2016 Complimentary Luncheon for Veterans and Their Families at Cornell Hook & Ladder Fire Company at 12 PM
- February 22, 2016 Town Board Work Meeting at 7 PM

Public Comment Period/Community Events

Adjournment

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

**TOWN OF NEW BALTIMORE
COUNTY OF GREENE
TOWN BOARD REGULAR MEETING
January 11, 2016 - Page 1**

**Draft 1/12/16
Approved 1/25/16**

OPENING OF REGULAR MEETING

Supervisor Dellisanti opened the meeting at 7:00 PM and the Pledge of Allegiance was said. Also Attending Deputy Supervisor Ruso, Councilmen Briody and Irving, Tal Rappleyea, Esq., Town Clerk Finke, Tax Collector Jordan and 1 member of the public who signed the attendance sheet.

Absent: Councilwoman VanEtten (Illness) and Highway Superintendent Jordan

APPROVAL OF MINUTES

Supervisor Dellisanti reported Shelly is out sick tonight. She called just prior to the meeting; she's very ill. We're going to go along with the Approval of Minutes on the advice of Counsel.

A Motion to approve the December 28, 2015 Public Hearing on the Proposed Decreased Operation and Maintenance Rates for Water District No. 2 Minutes submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Councilman Ruso. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

A Motion to approve the December 28, 2015 Town Board Work Minutes submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Councilman Ruso. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

A Motion to approve the January 1, 2016 Town Board Organizational Minutes submitted by Town Clerk Finke was made by Supervisor Dellisanti seconded by Councilman Ruso. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

Tal Rappleyea, Esq. stated for the record the basis for that recommendation is research that I have done for this Town and for other Towns as well is that even if the Board Members were not present, they may still vote on those Minutes as long as they've satisfied themselves that they believe they are accurate. However you've done that whether it's watching the video or reading notes or being here; as long as you're confident that they're accurate, you can vote on them.

PUBLIC COMMENT PERIOD

Councilman Ruso suggested he address this one. Ellie on Reserve Fund balance is one question and Supervisor's Clerk is the second question. I'll answer the first one. You're looking for the end of 2015, am I correct?

Ellie Alfeld replied or the start as of January 1, 2016, what are we going into this year with? I believe the figure you gave me last time was somewhere around \$114,000. I'd like to know at the last meeting of 2015 there was some switching of monies back and forth to different departments. I'd like to know if any of the Reserve Fund was used and if so what's the balance now?

Councilman Ruso confirmed we did not use any Reserve Funds, strict Reserve Funds, for the year 2015. We don't have the exact figures, the end of the year figures, there's actually going to be some changes, but there won't be negative changes.

Ellie Alfeld asked so you did not go into the Reserve Fund?

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Approved 1/25/16**

Councilman Ruso stated no, accounts that are Townwide general accounts. We haven't closed out the year yet as of this moment.

Ellie Alfeld responded I would like the closing number when you get it.

Councilman Ruso added if you recall from last year, it wasn't terribly long. I believe it was around the first meeting in February by the time our books were cleared.

Ellie Alfeld continued the second question relates to the position for the Supervisor, was she named yet or he?

Supervisor Dellisanti answered the Supervisor's clerk, no one has been appointed to that position.

Ellie Alfeld said but there was an appointment last year, I don't remember her name ever being given or the salary to be paid.

Supervisor Dellisanti corrected the Supervisor's clerk, we didn't hire a Supervisor's clerk last year. You are talking about my Confidential Secretary?

Ellie Alfeld replied yes.

Supervisor Dellisanti confirmed no one has been hired for that position as of today.

Councilman Ruso noted I would actually say no one has been in that position since Barbara became Town Clerk.

Ellie Alfeld stated so that \$1,000 would have been back into...

Supervisor Dellisanti agreed correct.

Councilman Ruso reported into the General Fund.

Supervisor Dellisanti affirmed that was one of the transfers that we made at the last meeting.

Ellie Alfeld said it was hard to keep up with you when you were going here and there and here and there and since the Minutes were not approved until tonight I don't know if they will be in those Minutes but I would assume that it will be.

Supervisor Dellisanti confirmed they will.

Town Clerk Finke pointed out it's in the resolution.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 45-2016
JANUARY 11, 2016**

**RESOLUTION FOR TERM OF OFFICE OF BOARD OF ASSESSMENT REVIEW
MEMBER**

WHEREAS the Town Board approved the appointment of Ronna Smith to the Board of Assessment Review by Resolution 40-2016 on January 1, 2016.

WHEREAS §523(c) of the Real Property Tax Law lists the term of office of the Board of Assessment Review shall be five years.

RESOLVED that Ronna Smith is appointed to the Board of Assessment Review until September 30, 2020.

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COUNTY OF GREENE
TOWN BOARD REGULAR MEETING
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Approved 1/25/16**

Motion by Supervisor Dellisanti seconded by Councilman Irving
AYES: Dellisanti, Ruso, Briody, Irving
NAYS:
ABSTAIN:
ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 46-2016
JANUARY 11, 2016**

RESOLUTION TO ACCEPT RESIGNATION FROM THE PLANNING BOARD

RESOLVED the Town Board accepts the resignation of Salvatore Randio Jr. as a member of the Planning Board effective January 5, 2016.

Motion by Supervisor Dellisanti seconded by Councilman Briody

Supervisor Dellisanti commented Sal, or Sam as we call him, did a very good job for the Planning Board; I'm sorry to see him leave. He was a very good member and we are going to accept his resignation.

AYES: Dellisanti, Ruso, Briody, Irving
NAYS:
ABSTAIN:
ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 47-2016
JANUARY 11, 2016**

RESOLUTION TO APPOINT PLANNING BOARD MEMBER

RESOLVED that Rob VanEtten is appointed to the Planning Board to fill a vacancy until December 31, 2017.

Motion by Supervisor Dellisanti seconded by Councilman Ruso
AYES: Dellisanti, Ruso, Briody, Irving
NAYS:
ABSTAIN:
ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 48-2016
JANUARY 11, 2016**

RESOLUTION ACCEPTING WATER LINES IN WATER DISTRICT #2

WHEREAS, the Town of New Baltimore Water District #2 includes certain real property owned by Gregory L. O'Connor located 74 Roberts Hill Road; and

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Approved 1/25/16**

WHEREAS, on or about November 2012 the said Mr. O'Connor completed construction of the water main and other infrastructure within the Town highway right-of-way in accordance with the Water District specifications and approval by the Town Highway Superintendent and the then-Town Supervisor, and

WHEREAS, the said Mr. O'Connor was informed by the Town that same would be accepted by the Town as part of the Water District.

NOW THEREFORE IT IS HEREBY RESOLVED, that the Town Board of the Town of New Baltimore hereby accepts and assumes responsibility for and maintenance of the water main and other infrastructure located at or near 74 Roberts Hill Road, New Baltimore within the Town highway right-of-way.

Motion by Supervisor Dellisanti seconded by Councilman Briody

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 49-2015
JANUARY 11, 2016**

RESOLUTION TO ESTABLISH WATER DISTRICT #2 USE CHARGES FOR 2016

BE IT RESOLVED that the Town Board hereby establish the following fees in accordance with the 2016 Budget for Water District #2:

User Fees Minimal Rate	\$803.00 Annually
Operation and Maintenance	\$40.00 Annually

Motion by Supervisor Dellisanti seconded by Councilman Ruso

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

Supervisor Dellisanti noted I think we had a number of discussions on this at the last meeting and also tonight.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 50-2015
JANUARY 11, 2016**

**RESOLUTION TO SET PUBLIC HEARING ON 2016 WATER RATES
FOR WATER DISTRICT #3**

RESOLVED the Town Board recognizes the concerns with the 2016 proposed water rates and a Public Hearing will be held on January 25, 2016 at 6:45 PM to hear the concerns of said water district resident.

Motion by Supervisor Dellisanti seconded by Councilman Ruso

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

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Approved 1/25/16**

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 51-2016
JANUARY 11, 2016**

RESOLUTION TO ESTABLISH SEWER DISTRICT #1 USE CHARGES FOR 2016

BE IT RESOLVED that the Town Board hereby establish the following fees in accordance with the 2016 Budget for Sewer District #2:

Debt Service	\$26.7749
Operation and Maintenance	\$35.9150

Motion by Supervisor Dellisanti seconded by Councilman Briody

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 52-2016
JANUARY 11, 2016**

**RESOLUTION AND ORDER CALLING PUBLIC HEARING TO BE HELD ON
JANUARY 25, 2016 AT 6:30 P.M. REGARDING THE INCREASE AND
IMPROVEMENT OF FACILITIES OF THE NEW BALTIMORE SEWER DISTRICT
(A.K.A. SEWER DISTRICT NO. 1) IN THE TOWN OF NEW BALTIMORE, COUNTY
OF GREENE, STATE OF NEW YORK, PURSUANT TO SECTION 202-b OF THE
TOWN LAW**

WHEREAS the Town Board of the Town of New Baltimore (herein called "Town Board" and "Town", respectively, in the County of Greene, New York, on behalf of its Sewer District (a.k.a. Sewer District No. 1), in the Town, requested Delaware Engineering, P.C., engineers duly licensed by the State of New York (herein called "Engineer") to prepare a map, plan and report for the increase and improvement of facilities of the Sewer District (a.k.a. Sewer District No. 1), consisting of upgrades to the Wastewater Treatment Plant and Mill Street Pump Station, and including land or rights in land, original furnishings, equipment, machinery and apparatus required therefor; and pursuant to the direction of the Town Board, the Engineer has completed and filed with the Town Board a preliminary engineering report for the increase and improvement of facilities of its Sewer District (a.k.a. Sewer District No. 1), entitled "Wastewater System Evaluation", dated December 2012, Revised May 2013, and further amended January 5, 2016 (the "Report"), and the Engineer has estimated the total maximum estimated cost of Phase I and Phase II in the amount of \$2,610,000, including the Mill Street Pump Station work completed in 2014 and the Wastewater Treatment Plant upgrades; and

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of New Baltimore as follows:

1. A public hearing of the Town Board of the Town shall be held at the Town Hall, New Baltimore Town Hall, 3809 County Route 51, Hannacroix, New York 12087 on January 25, 2016 at 6:30 o'clock p.m., local time, to consider said increase and improvement of facilities of its Sewer District (a.k.a. Sewer District No. 1) as described in the Report pursuant to Section 202-b of the Town Law, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;

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2. The Town Clerk shall publish at least once in *The Daily Mail*, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication, and post on the signboard of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a notice in substantially the form attached hereto, the first publication thereof and posting to be not less than ten (10) days or more than twenty (20) days before the date of such public hearing.
3. This Resolution shall take effect immediately.

Motion by Supervisor Dellisanti seconded by Councilman Irving

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

**RESOLUTION 53-2016
JANUARY 11, 2016**

**RESOLUTION TO ENTER INTO AGREEMENT WITH
RODENHAUSEN CHALE LLP FOR BOND COUNSEL SERVICES FOR THE
TOWN OF NEW BALTIMORE SEWER DISTRICT NO. 1
SEWER SYSTEM IMPROVEMENT PROJECT**

WHEREAS the Town Board of the Town of New Baltimore, Greene County, New York appointed Rodenhausen Chale LLP as Bond Counsel by resolution on July 14, 2014.

WHEREAS Bond Counsel services will be required with the Town of New Baltimore Sewer District No. 1 Sewer System Improvement Project.

RESOLVED that the Town Supervisor is authorized and directed to execute the engagement agreement with Rodenhausen Chale LLP for bond counsel services for the Town of New Baltimore Sewer District No. 1 Sewer System Improvement Project as per the attached agreement.

Motion by Supervisor Dellisanti seconded by Councilman Ruso

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

**TOWN OF NEW BALTIMORE
COUNTY OF GREENE
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Draft 1/12/16
Approved 1/25/16

Law Offices of

Rodenhausen Chale LLP

20 Spring Brook Park
Rhinebeck, New York 12572

January 8, 2016

Town of New Baltimore
3809 County Route 51
Hannacroix, New York 12087

Attn: Supervisor Nick Dellisanti

Re: Bond Counsel Services in Connection with Town of New Baltimore
Clean Water Project (Town of New Baltimore Sewer District No 1
Sewer System Improvement Project)

Dear Supervisor Dellisanti:

The letter supplements our letter dated June 4, 2014 regarding our service as bond counsel in connection with the above matter. Based upon our current understanding of the terms, structure, size and schedule of the financing of the Project, and the duties we will undertake pursuant to this letter, our fees as bond counsel are estimated not to exceed \$18,600, an increase of \$3,600. Our fee may vary if material changes in the structure of the financing occur, or if unusual or unforeseen circumstances arise which require a significant increase in our time or responsibility. If we believe that circumstances require an adjustment of our fee, we will consult with you. In addition, we will expect to be reimbursed for our necessary disbursements.

We look forward to working with you.

Very truly yours,


Christine M. Chale

AGREED AND ACCEPTED
this 11 day of January, 2016

TOWN OF NEW BALTIMORE
By: 
Supervisor Nick Dellisanti

(845) 473-7766 ph
(845) 473-7790 fax
cchale@rodenhausenchale.com

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 54-2016

JANUARY 11, 2016

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 2016-01-01 to 2016-01-47, it is

REVOLVED that the Supervisor is hereby authorized to pay claims 2016-01-01 to 2016-01-47.

BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until February 29, 2016.

Motion by Supervisor Dellisanti seconded by Councilman Ruso

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

General \$16,538.05, Highway \$2,714.17, Sewer 1 \$141.86, Sewer 2 \$30.75, Lighting 1 \$3,270.88, Lighting 2 \$130.65, Ambulance 1 \$27,860.16, Ambulance 2 \$2,404.51, Total \$53,091.03

Upcoming Meetings

- January 25, 2016 Town Board Work Meeting at 7 PM
- January 14, 2016 Planning Board Meeting at 7 PM
- January 20, 2016 Comprehensive Plan Committee at 7 PM
- January 21, 2016 Friends of New Baltimore Recreation Committee at 7 PM
- February 3, 2016 Zoning Board of Appeals Meeting if Needed
- February 8, 2016 Town Board Meeting at 7 PM
- February 11, 2016 Planning Board Meeting at 7 PM
- February 14, 2016 Complimentary Luncheon for Veterans and Their Families at Cornell Hook & Ladder Fire Company at 12 PM
- February 22, 2016 Town Board Work Meeting at 7 PM

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**Draft 1/12/16
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Councilman Ruso asked the Veterans, is that being catered?

Ellie Alfeld replied no, we're all chipping in to do the food and we're estimating possibly 100.

Supervisor Dellisanti agreed it's a good program; it's well done, I think it's going to be a great turnout.

Ann Marie Vadney stated we're still searching out for names of vets who are not on the tax rolls if anyone...

Ellie Alfeld added I threw in your son's name.

Councilman Ruso said that's Valentine's Day, he's engaged to be married and I doubt he'd be there.

Ellie Alfeld continued we are also inviting caregivers for the veterans and their families because you can't expect some of these people to come without support.

Councilman Ruso inquired what day of the week is that?

Supervisor Dellisanti and Ellie Alfeld answered Sunday.

Councilman Ruso observed that's possible, he could make that.

Ellie Alfeld stated if you think of anybody else.

Ann Marie Vadney suggested if any of the Board members want to look at the list that we have and see if they know anyone who doesn't own property who is a vet in our community, we could add their name because our list only includes those who are on assessment rolls because they own property and those are probably not the ones that need any type of real assistance or service. We have a few individuals we are aware of. But I'm sure if you take a look at it and the Town Clerk, Barb, has a list, we got it from her. So if you have time to take a look at it and let us know if there are any we can add to it.

Ellie Alfeld advised it could be one of your neighbors, it could be some guy down the road. We want to get to these people.

Supervisor Dellisanti concurred it's a great program, thanks for putting so much time into it.

Councilman Ruso noted if you need anything for your food just let me know.

Supervisor Dellisanti asked for any other Public Comment for tonight.

Ellie Alfeld reported just to make you aware that Wednesday the Church will be having their monthly luncheon down at the New Baltimore Reformed Church at noon time as usual and this month's luncheon is what they call the blue plate special and that is Dick Brooks' famous meatloaf dinner with mashed potatoes and vegetables, dessert of course and it is a free-will donations and please made reservations if at all possible, but it's not required.

Supervisor Dellisanti responded thank you, any other Public Comments?

Ann Marie Vadney mentioned I just want to say welcome to the new Board members, good luck, and hopefully you will never forget who got you voted in.

Supervisor Dellisanti asked for any other business to come before the Town.

Motion was made by Councilman Briody seconded by Councilman Ruso to adjourn the meeting at 7:21 PM.

AYES: Dellisanti, Ruso, Briody, Irving

NAYS:

ABSTAIN:

ABSENT: VanEtten (Illness)

**TOWN OF NEW BALTIMORE
COUNTY OF GREENE
TOWN BOARD REGULAR MEETING
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**Draft 1/12/16
Approved 1//16**

Supervisor Dellisanti concluded thank you all very much.

Respectfully Submitted,

Barbara M. Finke
Town Clerk