

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

**JULY 13, 2020
AGENDA**

Please turn off all cell phones and electronic devices.

Pledge of Allegiance

Moment of Silence for former Highway Department Employee Herbert Williams

Swearing-In of Town Justice James Huff

Approval of Minutes

- June 24, 2020 Town Board Work Meeting

New Business

- Resolution to Accept Grant from the Bank of Greene County Charitable Foundation
- Resolution to Correct Rate of Pay for Part-Time Court Clerk
- Resolution Approving Issuance of Second Hand Junk & Auto Parts Dealers' License for J.B. Car Services
- Resolution to Authorize Highway Superintendent to Purchase Fuel Oil Per Greene County Resolution 146-20
- Resolution to Authorize the Purchase of Used Radio Equipment for the Highway Department
- Resolution to Place Advertisement for Part-Time Laborer
- Resolution to Cancel MidHudson Cablevision and Approve State Telephone for Internet
- Audit of Claims

Upcoming Meetings

- July 27, 2020 Town Board Work Meeting at 7 PM

Public Comment Period

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.

This policy will be amended by Majority vote of the Town Board.

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 1

OPENING OF REGULAR MEETING

Supervisor Ruso opened the meeting at 7:00 PM and the Pledge of Allegiance was said. Also attending Councilmembers Boehlke, Downes, Irving, and VanEtten, Deputy Supervisor Dellisanti, Aline Galgay, Esq., Town Clerk Finke, Highway Superintendent VanWormer and 4 members of the public who signed the attendance book. Absent: Tax Collector Jordan

Supervisor Ruso: For the first part of our meeting I would like to take a moment of silence on behalf of Herb Williams who worked in our Highway Department a good number of years. He died just a just a few weeks ago, the last day of June?

Town Clerk Finke: July 3.

Supervisor Ruso: Anyway, can you please join me in a moment of silence. Thank you everybody.

Supervisor Ruso: Thank you everybody. So the first order of business is the swearing-in of our new Town Justice Mr. James Huff. And to do the swearing-in we have the former Town Supervisor Mr. Ed Barber who has done a lot of swearing-in.

Edward Barber, Notary Public of the State of New York, administered the Oath of Office to James Huff, Town Justice.

Town Justice Huff: I appreciate the support of the Board. I did run at one time for this position and as fate took it, here I am appointed. So I really appreciate the support and will do the best I can. Thank you.

Supervisor Ruso: I want to thank you for being patient. For those that don't recall he was appointed by the Town Board on the 10th of February in lieu of his taking the course to sit as Town Justice which was to be held in March, but due to all the events everything was pushed off and here we are on the 13th of July. So thank you for your patience. Five months.

Justice Huff: Patience is a virtue. Thank you.

Supervisor Ruso: Thank you very much.

ADOPTION OF MINUTES

The June 24, 2020 Town Board Work Meeting submitted by Town Clerk Finke, Moved by Supervisor Ruso and was seconded by Councilmember Boehlke. The adoption of the foregoing Motion was duly put to a vote and the vote was as follows:

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 89-2020

JULY 13, 2020

**RESOLUTION TO ACCEPT GRANT FROM
THE BANK OF GREENE COUNTY CHARITABLE FOUNDATION**

WHEREAS Supervisor Ruso and Councilmember VanEtten applied for two grants from the Bank of Greene County for the Summer Recreation Program and the Veterans Committee.

RESOLVED that the Town of New Baltimore accepts a \$750 grant to the Summer Recreation Program and \$500 to the Veterans Committee.

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 2

Motion by Supervisor Ruso seconded by Councilmember VanEtten

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 90-2020

JULY 13, 2019

RESOLUTION TO CORRECT RATE OF PAY FOR PART-TIME COURT CLERK

RESOLVED the correct rate of pay for Lynne Layman-Wallace will be \$12.74 retroactive to June 24, 2020.

Motion by Supervisor Ruso seconded by Councilmember Boehlke

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 91-2020

JULY 13, 2020

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

WHEREAS Edwin Brockett is the operator of J. B. Car Services, Inc. located at 241 Flatbush Road, West Coxsackie, New York and appeared before the Planning Board on July 9, 2020 for renewal of a Special Use Permit.

WHEREAS the Planning Board recommended the Special Use Permit for J.B. Car Services, Inc. be renewed for a one-year period expiring June 30, 2021.

NOW, THEREFORE, BE IT RESOLVED that J.B. Car Services Second Hand Junk & Auto Parts Dealers' License be renewed for a one-year period expiring June 30, 2021.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 92-2020

JULY 13, 2020

**RESOLUTION TO AUTHORIZE HIGHWAY SUPERINTENDENT TO PURCHASE FUEL OIL PER GREENE COUNTY
RESOLUTION 146-20**

WHEREAS, the Town Board hereby authorizes the purchase of fuel oil at the contract price offered by Greene County Resolution 146-20 for one year from June 1, 2020 to May 31, 2021 from Main Brothers Oil Company (Main-Care Energy).

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 3

Motion by Supervisor Ruso seconded by Councilmember Boehlke

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 93-2020

JULY 13, 2020

**RESOLUTION TO AUTHORIZE THE PURCHASE OF USED
RADIO EQUIPMENT FOR THE HIGHWAY DEPARTMENT**

WHEREAS the radio tower and equipment used by the Highway Department was moved from School Hill Road to the Greene County-owned site on High Rock Road in 2019.

WHEREAS the western portion of the Town has lost radio coverage due to the age and low input of the equipment and the decreased Tower elevation.

RESOLVED the Town Board of the Town of New Baltimore authorizes the purchase of used radio equipment, installation, and testing from River Valley Radio Inc. for \$2,100.75, Quote Number m3237, and Purchase Order H-2020-89.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

Councilmember Boehlke: Just out of curiosity what were we paying for the monthly lease off the other tower?

Supervisor Ruso: \$150 a month.

Councilmember Boehlke: Was it really? Well, this is excellent then.

Supervisor Ruso: The equipment that was installed last year has now a low energy output. It's like one-third of what it's supposed to put out.

Highway Superintendent VanWormer: It should be putting out 100 watts, but it's only putting out like 30, but it's 25 years old.

Supervisor Ruso: So now that we have the antenna installed on a place where it's no longer a charge against us, the equipment as I've been informed was purchased by Lambert Nethaway who has long since been our Highway Superintendent and it no longer is doing the job. We fixed it last year and now we gotta fix it again this year hopefully for the foreseeable future.

Councilmember Boehlke: So this is pretty reasonable for the equipment.

Councilmember Downes: So since this is used, are we starting to put money away so that we can get a new one the next time around?

Supervisor Ruso: We have a Highway Equipment Reserve Fund if that's what you mean that we did just hit up for the purchase of a truck last month.

Councilmember Downes: How long do they last on the use side?

Highway Superintendent VanWormer: The old one lasted for 25 years.

Councilmember Downes: That was used or was it new?

Highway Superintendent VanWormer: That was new when we first bought it.

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 4

Councilmember Downes: Right, so that's what I'm saying. We won't get 25 years out of a used one I don't think so we need to plan going forward what we're gonna do.

Supervisor Ruso: The quote on a new one was \$10,000.

Councilmember Boehlke: So that's a good point, Kelly.

Councilmember Downes: Right, we've gotta start planning out, we can't just 'oh the world collapses and now we've got to buy something' and so we buy a used one. Price looks good compared to a new one, but if we had planned, we would have had the money set aside to buy a new item. So we need to keep that in the back of our minds.

Supervisor Ruso: A point to make as it relates to the Highway Reserve, at the tail end of each year, the past number of years anyway, when we have a surplus in our Highway Account, we have been putting much of that surplus into the Reserve fund for these and perhaps other necessary items.

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 94-2020

JULY 13, 2020

RESOLUTION TO PLACE ADVERTISEMENT FOR PART-TIME LABORER

WHEREAS an advertisement will be placed in the *Daily Mail* for a part-time Laborer for repairs and maintenance to Town Hall and other areas.

RESOLVED that the Town Clerk will place the following advertisement, approved by the Attorney for the Town, in the *Daily Mail* for 7 days.

The Town of New Baltimore is seeking applicants for a Part-Time Laborer for repairs and maintenance which may include painting, cleaning, and other duties as needed. Please send letter of interest to Supervisor Jeff Ruso, 3809 County Route 51, Hannacroix, NY 12087 for information by July 24, 2020.

Motion by Supervisor Ruso seconded by Councilmember Irving

Supervisor Ruso: This position has been vacant for at least since the first of the year, the tail end of last year.

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 5

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 95-2020
JULY 13, 2020

**RESOLUTION TO CANCEL MIDHUDSON CABLEVISION AT TOWN HALL
AND THE WASTEWATER TREATMENT PLANT AND APPROVE
STATE TELEPHONE COMPANY FOR INTERNET SERVICE**

WHEREAS Town Hall and the Wastewater Treatment Plant have used MidHudson Cablevision for Internet service for a number of years and the monthly cost has steadily increased.

RESOLVED the Town Board approves the cancellation of MidHudson Cablevision and replacement with State Telephone Company.

Motion by Supervisor Ruso seconded by Councilmember Downes

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 96-2020
JULY 13, 2020

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 2020-07-01 to 2020-07-51, it is

RESOLVED that the Supervisor is hereby authorized to pay claims 2020-07-01 to 2020-07-51.

BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until September 30, 2020.

Motion by Supervisor Ruso seconded by Councilmember Downes

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

General \$8,800.73, Highway \$42,021.65, Sewer 1 \$100,196.37, Sewer 2 \$33.34, Lighting 1 \$1,673.77, Lighting 2 \$140.80, Total \$152,866.66.

Upcoming Meetings

- July 27, 2020 Town Board Work Meeting at 7 PM

Public Comment Period

Ellie Alfeld: This morning as usual I went on the computer to check what was on the agenda for tonight. I don't know if anybody else did that, but what came up was all the votes as if the meeting had already taken place.

TOWN OF NEW BALTIMORE **Draft 7/14/2020**
COUNTY OF GREENE **Adopted 8/10/2020**
TOWN BOARD REGULAR MEETING
TOWN HALL, 3809 COUNTY ROUTE 51, HANNACROIX, NY 12087
JULY 13, 2020 - Page 6

Town Clerk Finke: That was one vote on the first one and that was because I cut and pasted last year's agenda into this year's agenda and then I got probably interrupted 500 times, but I did catch it and I went and fixed it. That's what happened. It was only one, it was only one.

Ellie Alfeld: I checked the dates on the computer, on my atomic clock, it said today's the 13th. How could it already have been done?

Town Clerk Finke: (To Supervisor Ruso) I meant to tell you that today.

Ellie Alfeld: Okay, secondly, I'd like to ask and I know it's not on my card, but you just made the resolution to cancel MidHudson. Is that gonna impact our budget monies from MidHudson?

Supervisor Ruso: I don't think so. You mean the amount that we get from franchise fees?

Ellie Alfeld: Yeah.

Supervisor Ruso: It shouldn't, I can't say yes or no.

Town Clerk Finke: We have an agreement so we will get a payment. It's been steadily decreasing.

Supervisor Ruso: The franchise fee is 15%?

Deputy Supervisor Dellisanti: Five percent.

Supervisor Ruso: Five percent of all payments to MidHudson Cable from residents of the Town come to the Town of New Baltimore.

Ellie Alfeld: Right. So as long as they keep paying cable tv then we'll get our kickback is that what you're telling me pretty much?

Supervisor Ruso: Well, kickback is a different term that we don't use here.

Ellie Alfeld: It's a term we know what it means.

Supervisor Ruso: The answer is we get a franchise fee. Thank you very much. Any other public comment?

Motion by Councilmember Downes seconded by Councilmember VanEtten to adjourn the meeting at 7:19 PM

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

Supervisor Ruso: The meeting is adjourned.

Respectfully Submitted,

Barbara M. Finke RMC
Town Clerk