

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

**APRIL 26, 2021
AGENDA**

Please turn off all cell phones and electronic devices.

6:45 PM Public Hearing on Proposed Local Law 1 of 2021

Pledge of Allegiance

Reports

Supervisor

- Resolution Accepting Map, Plan and Report and Setting a Public Hearing for Water District No. 2 Modification
- Resolution to Adopt Municipal Consent for the Champlain Hudson Power Express Transmission Line Project
- Notice of Adoption of Local Law 1 of 2021 of the Town of Coeymans to Place a Moratorium, for a Period of Six (6) Months, Upon any Action that would Result in any Change or Alteration to the Official Town of Coeymans Zoning Map

County Legislator

Town Clerk

Tax Collector

Historian

Agriculture/AgFest (Chair Boehlke/Member Irving)

Animal Control (Chair Irving, Member Ruso)

- Motion to Terminate Prior Animal Control Officer
- Resolution to Correct Title of Position for Sherry Vieta

Assessment (Chair VanEtten/Member Ruso)

- Resolution to Adopt Local Law 1 of 2021 Changing the Date Established for Grievance Day for Real Property Assessment Review

Audit and Budget (Chair Ruso/Member Downes)

Buildings & Grounds/Recycling (Chair Irving/Member Boehlke)

Building Inspector/Code Enforcement Officer (Chair Downes/Member Ruso)

Fire, EMS & Law Enforcement (Chair Dellisanti/Member Downes)

Grants/Promotions/Economic Development (Chair VanEtten/Member Ruso)

Greene County Planning Board (Boehlke)

Highway (Chair Ruso/Member Downes)

- Resolution to Authorize Highway Superintendent to Purchase Fuel Oil Per Greene County Resolution 100-21
- Resolution for the Highway Department to Purchase Culverts and Materials

Insurance (Chair Ruso/Member Downes)

Personnel (Chair Ruso/Member VanEtten)

Planning Board/Zoning Board of Appeals (Chair Boehlke/Member Irving)

Seniors (Chair VanEtten/Member Downes)

Technology/Website (Chair Downes/Member Boehlke)

Town Courts (Chair VanEtten/Member Ruso)

Veterans and Memorials (Chair VanEtten/Member Irving)

Wastewater Treatment (Chair Irving/Member Boehlke)

Youth, Parks and Recreation (Chair VanEtten/Member Boehlke)

- Resolution to Approve Invitation to Bid for Silver Lake District 3 Park
- Resolution to Enter into a Management Agreement between the Town of New Baltimore and the New Baltimore Conservancy

Upcoming Meetings

- May 1-2, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 5, 2021 Zoning Board of Appeals Meeting at 7:30 PM if Needed
- May 8-9, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 10, 2021 Public Hearing Regarding Proposed Town of New Baltimore Water District 2 Modifications at 6 PM
- May 10, 2021 Town Board Regular Meeting at 7 PM
- May 13, 2021 Planning Board Meeting at 7 PM

- May 14, 2021 Bid Opening for Silver Lake District 3 Park at 3PM
- May 24, 2021 Town Board Work Meeting at 7 PM

Public Comment Period/Community Events

Audit of Claims

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.

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OPENING OF WORK 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; County Legislator Linger; Town Clerk Finke, Highway Superintendent VanWormer; and 1 member of the public who signed the attendance book. Absent: Tax Collector Jordan

Supervisor Jeff Ruso

The monthly financial reports for March were forwarded to all Board members. Has everyone had a chance to read them? I would like to make a Motion to accept those reports, seconded by Councilmember Downes

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 89-2021

APRIL 26, 2021

**RESOLUTION ACCEPTING MAP, PLAN AND REPORT
AND SETTING A PUBLIC HEARING FOR
WATER DISTRICT NO. 2 MODIFICATION**

WHEREAS, the Town of New Baltimore adopted an order on April 29, 1974 establishing the Town of New Baltimore Water District No. 2 located at the eastern end of Schellar Park Road; and

WHEREAS, the Town of New Baltimore and the Village of Coxsackie entered into a thirty (30) year intermunicipal agreement on May 14, 1974, which states that the Village will provide water through existing mains to users in the Town of New Baltimore Water District No. 2, and to such other users as may from time to time be added by extension of mains; and

WHEREAS, the Town of New Baltimore and the Village of Coxsackie renewed this agreement on March 16, 2005 for an additional thirty (30) years ending on May 15, 2034; and

WHEREAS, the Town of New Baltimore authorized the extension of Water District No. 2 in 2012; and

WHEREAS, the Town of New Baltimore authorized the preparation of a Map, Plan and Report modifying the New Baltimore Water District No. 2 since, as the result of recent real property subdivision, certain parcels of land are not benefitted by the water system and should be excluded from the District. Such a report was prepared and provided to the Town by a Professional Engineer licensed to practice in the State of New York; and

WHEREAS, the boundaries of the proposed Water District No. 2 are shown on Attachment A; and

WHEREAS, proposed Water District No. 2 is comprised of 41 parcels which include 32 residential parcels, 1 commercial parcel, 7 vacant parcels and 1 power supply parcel, of which 30 parcels are currently connected to the water system; and

WHEREAS, Water Supply Permit WSA #6469 for Water District No. 2, issued by NYSDEC on September 17, 1974, authorizes the taking of up to 17,100 gallons per day to serve up to 38 homes, and will therefore not require modification; and

WHEREAS, there is no cost to property owners or the Town of New Baltimore associated with this administrative modification; and

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WHEREAS, the typical cost of water to single family property owners in Water District No. 2 will not increase and will be approximately Four Hundred and Sixteen (\$416) per year; and

WHEREAS, all Water District No. 2 parcels will be charged for Repair and Maintenance at Eighty dollars (\$80) per year beginning in 2022, and

WHEREAS, all Water District No. 2 parcels will be charged an annual Debt service of Six Hundred and Twenty-Seven and Twenty-Six Cents (\$627.26) according to the Town's bonded debt for costs of recent improvements, and

WHEREAS, the Water District No. 2 Extension Map, Plan and Report is on file in the Office of the Town Clerk, located at 3809 County Route 51, Hannacroix, New York;

BE IT HEREBY RESOLVED:

1. The Town of New Baltimore Town Board accepts the Town of New Baltimore Water District No. 2 Modification Map, Plan and Report.
2. The Town of New Baltimore Town Board sets a public hearing to be held on May 10, 2021, at 6:00 p.m. at the Town of New Baltimore Town Hall regarding the proposed Town of New Baltimore Water District No. 2 Modification.
2. The attached Notice shall be published pursuant to law.

NOTICE

Please take notice that a public hearing will be held by the Town Board of the Town of New Baltimore on May 10, 2021, at 6:00 p.m., at the Town of New Baltimore Town Hall, 3809 County Route 51, Hannacroix, NY 12087, regarding the proposed Town of New Baltimore Water District No. 2 Modification. Such modification includes the removal from the District of parcels which are not benefited by the water system; at no cost to the Town of New Baltimore; at no increase in the cost of water to the typical property owner of approximately Four Hundred and Sixteen (\$416) per year; all Water District No. 2 parcels will be charged for Repair and Maintenance at Eighty dollars (\$80) per year beginning in 2022; all Water District No. 2 parcels will be charged an annual Debt Service of Six Hundred and Twenty-Seven (\$627.26) according to the Town's bonded debt for costs of recent improvements, and a Map, Plan and Report describing the same are on file in the Town Clerk's office for public inspection.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

Councilmember Boehlke: At the top of page 2, Jeffry, we're talking about the \$627 charge annual. I assume that's for the life of the bond?

Supervisor Ruso: Correct, 15 years.

Councilmember Boehlke: So should we be stipulating that in there so there's no confusion 15 years from now?

Supervisor Ruso: Trust me, the bondholder is not confused. It doesn't really hurt, it doesn't help because when the debt service is done with then the cost will not be applied.

Councilmember Boehlke: I think that will be a question to keep in mind.

Supervisor Ruso: The cost is \$25,090 divided among 40 parcels. It says 41, but one of them is National Grid which by law doesn't have to pay. So it's 40 parcels divided into \$25,090-and-something-cents and so the annual charges for debt are \$627.26 per parcel. Just so you know there were some parcels that are indicated on the map of District No. 2. There's no water lines anywheres near their property. They can't even get water from the Water District. They're

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being excluded from the District. We took them out. They're not being benefitted and then, of course, every parcel that does have the water lines in front of, behind whatever the case might be, abutting their property at the very least along the road...

Councilmember Boehlke: Accessible.

Supervisor Ruso: Accessible to the property owner whether there's a home on it or not, whether there's a home on it or not, because it benefits all the properties. The only property out of it is that National Grid Property.

Councilmember Downes: And how did the \$80... Was that by usage?

Supervisor Ruso: \$80. Every year we have been charging \$10 per quarter per year for maintenance. We've gained an estimate of the amount of repairs that could normally be expected in a three-year period. So every parcel is going to be charged no longer \$40. I think at this particular moment, I don't have it before me, but we have about \$3,200 in our O&M account, Operation and Maintenance. One fire hydrant is gonna cost \$9,000. Well, where will they get the money from? They're going to have to borrow it from the Town. In essence the taxpayers throughout the Town who aren't benefitted. That by law has to be paid off within one year.

Councilmember Boehlke: And there's still plenty of Civil War pipe underground too.

Supervisor Ruso: The issue is that we need to build up a level of funds so that it can pay for the normal amount of repairs. That's what we're looking to do. Now we have been charging \$3.33 a month. That's what we've been charging for Maintenance.

Councilmember Boehlke: Per quarter.

Supervisor Ruso: No, per month. Ten dollars a quarter, \$3.33 a month. One month pays \$3.34. I know that there were some people in the District who were upset about that charge. I'm not kidding, but they're gonna be doubled to basically \$20 a quarter so that we can build up that reserve. Nothing comes cheap anymore. It might have been a proper figure back in 1974 when they built this, but a fire hydrant, we've already replaced one since we've been here. We did go into debt, the Water District did. The Town was made whole and since that time we've built up \$3,200. That's not enough. All it takes is one thing. And don't forget that the rest of the lines that go underneath the roads and all that stuff, most of them are from 1974, those lines. So any other questions? That's a long answer to a short question.

Councilmember Downes: I just wanted to know the basis of it. That was all.

Councilmember Irving: Jeff, hypothetically one of those parcels that's excluded right now, in the future if some developer came in and they wanted to attach to the District, how would...?

Supervisor Ruso: They can apply and the District would be reworked up and the three parcels that are not benefitted are on Twisted Tree Road. So if anyone wants to know, that's what it is.

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 90-2021
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**RESOLUTION TO ADOPT MUNICIPAL CONSENT FOR THE
CHAMPLAIN HUDSON POWER EXPRESS TRANSMISSION LINE PROJECT**

WHEREAS, CHPE LLC and its wholly-owned subsidiary CHPE Properties, Inc., their successors and assigns (hereinafter “CHPE”), is developing the Champlain Hudson Power Express Project (the “Project”), an approximately 1,000 megawatt underground and underwater high voltage, direct current electric transmission facility extending from the United States’ border with Canada to Queens, New York; and

WHEREAS, the New York State Public Service Commission (the “PSC”) has ruled that the Project will supply clean, renewable hydroelectricity to New York State and has issued a Certificate of Environmental Compatibility and Public Need authorizing the construction and operation of the Project (including any amendments thereto, the “Certificate”); and

WHEREAS, CHPE has discussed the Project with the Town of New Baltimore (the “Municipality”), as a portion of the Project will be located within the Municipality and will occupy certain privately and/or publicly owned land; and

WHEREAS, the Project will provide significant economic and environmental benefits to New York State and the Municipality in the form of lower electric rates, a reduction in greenhouse gas emissions and increased jobs, including local jobs during the Project’s construction; and

WHEREAS, the Project will provide significant tax (or payment in lieu of tax) revenue to the Town of New Baltimore, County of Greene and the Coxsackie-Athens and Ravena-Coeymans-Selkirk School Districts during the course of its expected 40-60 year operating life; and

WHEREAS, prior to construction within the Municipality, CHPE will require a Road Use and Crossing Agreement with the Municipality that will include, at a minimum, construction responsibilities and plans, restoration and repair of damage, dispute resolution, bonding, insurance and indemnification provisions; and

WHEREAS, once the Project commences operation, it is not expected to require any services from the Municipality.

NOW, THEREFORE, BE IT RESOLVED,

1. That the New Baltimore Town Board (the “Board”) is fully familiar with and supportive of the Project, including the use and occupancy of privately and/or publicly owned land in the Municipality.

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2. That the Board hereby grants its consent to CHPE, in accordance with section 11(3) of the New York State Transportation Corporations Law, to lay down, construct and maintain its wires, conductors, conduits and other fixtures in and under the streets, avenues, public parks and all other publicly-owned places in the Municipality in accordance with the provisions of the Certificate.

3. That the Board commits the Municipality to the taking of such further actions, if and when reasonably requested by CHPE and consistent with applicable law, as may facilitate the successful achievement of the Project, including, without limitation, executing a Road Use and Crossing Agreement substantially in the form annexed hereto.

4. That the Town Supervisor is hereby authorized and directed to take all appropriate measures to implement the intent of this Resolution and the Town Clerk is hereby directed to forward a certified copy hereof to CHPE at the Pieter Schuyler Building, 600 Broadway, Albany, NY 12207.

5. That the Board approves the inclusion of a copy of this Resolution as a part of any filing made by CHPE with any governmental bodies when and as required or requested by the same and the use of this Resolution in public statements made by CHPE regarding host community support for the Project.

6. That this Resolution shall take effect immediately.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

Councilmember Downes: Jeff, this is the line that's going alongside the railroad tracks?

Supervisor Ruso: Correct.

Councilmember Downes: Just wanted to make sure.

Supervisor Ruso: For the most part, this will be in fact almost entirely on the railroad property supposedly.

Ellie Alfeld: That's the word.

Supervisor Ruso: That's the word.

Ellie Alfeld: The word is supposedly. Have you actually seen the map of where this line is going because I had a meeting shall we say of surveyors that went across my property and when I questioned 'em they didn't know anything about this champagne thing. They were surveying for a project through Central Hudson's right of way which is 50 feet away from the railroad tracks. Have any of you walked any of that area that's what I'm asking the Board because I have?

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Supervisor Ruso: Well, you know I have too.

Ellie Alfeld: Okay and do you know exactly where this line is going?

Supervisor Ruso: Nope, nope. The map actually shows the line on the other side of the railroad tracks from your home.

Ellie Alfeld: That's right.

Supervisor Ruso: However, I know the topography back there. I walked it.

Ellie Alfeld: So did I.

Supervisor Ruso: And that's pretty rocky stuff there. They're gonna have to do some blasting if they're gonna put one in there.

Ellie Alfeld: What happens to my well, to my house with all this blasting?

Supervisor Ruso: This does not authorize them to go across your land. That's only you.

Ellie Alfeld: Oh, no no no no no. They're gonna use the Central Hudson right of way which is on my land which I pay taxes on because they got a legal right of way for \$1.

Supervisor Ruso: I didn't even get the dollar from mine.

Ellie Alfeld: Well, gee, I'm sorry, Jeff, but I can't split it as many ways as it should have been split, \$1, how's that. My problem is when it says that the Town Board members are familiar with this. I want to know how many Town Board members. You're one of five.

Supervisor Ruso: I've spoken to the others about what my observations were. I haven't kept them out of the loop.

Ellie Alfeld: The man that came here without actually I believe, Barb, an appointment because he wanted to make a presentation...

Town Clerk Finke: He was on the Agenda.

Supervisor Ruso: We knew about him

Ellie Alfeld: Alright, alright. The thing is he handed out all kinds of maps, but we don't know where this damn thing is going.

Supervisor Ruso: Where it's actually gonna go. It's gonna parallel the railroad absolutely. Is it gonna be on the east side or the left side. Is it gonna be 50' or is it gonna be 12'?

Ellie Alfeld: It's not gonna be on the west side of those tracks because you know it's a stone ledge.

Supervisor Ruso: I told them that. I said this doesn't make sense to me because it's so much stone. I already talked about that and they promised me, promised me I said 'if you're gonna be crossing anybody's properties,' and I was thinking of you specifically, 'you better be talking to those property owners. Period.'

Ellie Alfeld: Well, as far as I'm concerned if they want to use their right of way or their access to their lines, they gotta come in from 144 traverse the area by way of the railroad as you would have come in not going on my lawns and stuff like that.

Supervisor Ruso: Agreed. The part of the conversations I've had with them, and I've had multiple, are that they are going to hug, at least in the back of my property, they're gonna hug that berm, when you go over, there's the tracks right there. That is owned, I think 50' from there is owned by the railroad and they presume they're going to stay on railroad property so you and I

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have nothing to say about that. It's when they move off of the railroad property that you and/or I and our neighbors would have any...

Ellie Alfeld: Problem.

Supervisor Ruso: Any issues particularly, but the plan was -- and I do see a problem with 144...

Ellie Alfeld: Thank you.

Supervisor Ruso: The other part about the road, Alan this is for you...

Ellie Alfeld: Yeah, Alan.

Supervisor Ruso: The road, they're going to have to cross New Baltimore Road as you can well understand. That's the only Town-owned road they will be crossing. They'll also have to cross 144, but that's a State road and I don't think there's any other roads in the Town of New Baltimore that they will cross. In fact I went through the map with them. I thought possibly Kreitmeyer and some of the others and they're not expecting so because that's too far away from the tracks. Hawley probably not either. There's not gonna be a road crossing because Hawley ends at the track. So anyway we will have to have a Road Use Agreement with us, but that will include you.

Eileen Vosburgh: I have a lot of questions. Looking through the documents I see that there was a Public Comment Period from April 2 through 4/21. Were residents of New Baltimore notified of this Public Comment Period?

Supervisor Ruso: Public Comment, what are you talking about? I don't see that in here.

Eileen Vosburgh: When you go through the documents you get to..., what is it? I'm not sure. Well, it's CHPE Express. Anyhow. Right. Out of the case number you can look at the information and there's different notifications and dates and one was a Public Comment Period and that was from April 2 to April 21.

Supervisor Ruso: Who was this to be made to? The PSC? I'm not sure who the Comments were addressed to. They weren't addressed to us.

Eileen Vosburgh: Right. Out of the case number you can look at the information and there's different notifications and dates and one was a Public Comment Period and that was from April 2 to April 21.

Supervisor Ruso: Who is this to be made to? The PSC? I'm not sure who the Comments were addressed to. They weren't addressed to us.

Eileen Vosburgh: To the Town's Public Comment Period.

Deputy Supervisor Dellisanti: No.

Town Clerk Finke: I never got it.

Supervisor Ruso: I never got anything.

Deputy Supervisor Dellisanti: It goes to the PSC not to the Town.

Supervisor Ruso: I don't recall having any such thing.

Eileen Vosburgh: Would the Town not be able to make comments to this?

Deputy Supervisor Dellisanti: Anyone can make comments.

Supervisor Ruso: That's for the public, that's for everybody.

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Eilleen Vosburgh: Well and that's what I'm trying to say. Has the Town residents been notified about this other than the resolution that was put in on the Agenda on Saturday?

Supervisor Ruso: Not to my knowledge aside from that, no.

Eilleen Vosburgh: Well you know you and Ellie just had a discussion about your own properties that may be affected and I would think that other Town residents would want to know about this.

Supervisor Ruso: I agree. I agree.

Eilleen Vosburgh: So but how would you be notifying the Town other than...

Supervisor Ruso: That's for the PSC to notify the public. I mean we don't take every government agency that is looking for public information and presenting it to the Town. I mean I know that this one is going through the Town, but so do a lot of other things.

Eilleen Vosburgh: But you're gonna approve a resolution today in the Town's name.

Supervisor Ruso: Yes, because I've gained the information. That's correct.

Eilleen Vosburgh: And you don't think the public needs to be able to comment or hear about it other than being on the agenda as of Saturday, sometime Saturday.

Supervisor Ruso: The PSC had it on their agenda.

Eilleen Vosburgh: But this resolution was put on our Town website's agenda.

Supervisor Ruso: Right and that's why your comments are here now. That's why we're here.

Eilleen Vosburgh: What I want to understand is what benefits can we expect to receive since the power will be going to New York City?

Supervisor Ruso: We're not going to be getting any benefits.

Eilleen Vosburgh: In this resolution it says...

Supervisor Ruso: Oh, we're gonna get tax money. That's it.

Eilleen Vosburgh: Let me understand the tax money because right now you said you think it goes down the CSX railroad lines right?

Supervisor Ruso: Yes, for the most part. I mean I can't say it doesn't jut here and there.

Eilleen Vosburgh: Yeah, but when this pipeline was put in...

Supervisor Ruso: It's not a pipeline.

Eilleen Vosburgh: Well, whatever they call it. When this transmission line is put in is CSX assessment gonna rise?

Supervisor Ruso: No, this is going to be specifically assessed. Actually, it's not assessed, it's actually going to be a PILOT and the IDA is the one who's running the ball on the PILOT right now.

Eilleen Vosburgh: Greene County IDA?

Supervisor Ruso: Yes, ma'am.

Eilleen Vosburgh: So, do you have any idea what is our real benefit because we're not getting electricity?

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Supervisor Ruso: No, we're not getting electricity. It's \$600,000 over a 30-year period so we're talking \$20,000 a year.

Councilmember VanEtten: And there's other right of ways that Central Hudson have going through my property, too, and there was really not much we could do about it. We had to hire a lawyer and we couldn't stop them.

Councilmember Boehlke: Central Hudson has a high power transmission overhead line already on the right of way.

Supervisor Ruso: Same thing where we're talking, yeah.

Councilmember Boehlke: I worked for CSX for 40 years. So we put a fiber optics line running from Albany down to New Jersey down along the riverline. And so much of it is inaccessible to the highway even to our access roads and so what they use is rail-mounted digging equipment to dig it and we had spools, huge spools of transmission lines on the rail cars and this was put underground as we dug. The rocky areas we had a 12' carbine rotary cutter that we used there and we used the West Point tunnel and so they can put anything in the ground. Believe me, they can put anything in the ground.

Ellie Alfeld: Well, they said it was gonna be 4' deep that line.

Councilmember Boehlke: And that's what they do. We got a very high-cost fiber optics line running and this will be done the same way because it's the only way it could be done.

Councilmember VanEtten: And with this one also a lot of property was taken by eminent domain. Private property which is not happening here.

Councilmember Boehlke: Well, they're gonna do it on Central Hudson's existing right of way for the pole lines so it's really a no brainer.

Supervisor Ruso: The diameter of this cable is probably about the size of this thing right there. That includes the installation.

Eileen Vosburgh: So you're not seeing any damage to our roads?

Supervisor Ruso: They've got to cross New Baltimore Road.

Councilmember Boehlke: Cut right across and then they could patch it.

Supervisor Ruso: The Agreement is that they're gonna patch it and repair it to the standards and expectations of Alan VanWormer.

Highway Superintendent VanWormer: A lot of times they don't even dig. They push it under.

Supervisor Ruso: They do boring, lateral boring. They don't know what they're gonna do. That's pretty much it.

James Eckl: Good Evening, sir, Ladies and Gentlemen. I had anticipated speaking before you introduced all this to us so some of this may be redundant, but I note that the resolution mentions two business entities -- CHPE LLC and CHPE Properties Inc. -- and the resolution seems to refer to both of them collectively as CHPE and it recites that you're fully familiar with the project and maybe you've heard this but if not I'm going to lay it on the public record anyway because the public I expect hasn't heard it. This is more complicated in terms of the number of parties than you might think. There's CHPE Properties Inc. which is a New York corporation, that is owned by CHPE LLC which is a New York Limited Liability Company. So far so good. But CHPE LLC is owned by TDI-USA Holdings LLC which is a Delaware Limited Liability Company doing business in New York and that in turn is owed by The Blackstone Group Inc. which is a Delaware corporation doing business in New York and that's described in a Wikipedia article as a provider of private equity alternatives investment management services managing over a half a

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trillion dollars, that's with a t, half a trillion dollars in assets. So let's realize you're really dealing with The Blackstone Group and that's big, big business and does anybody in this room think that the people who run The Blackstone Group from their offices on Park Avenue in Manhattan are interested in spending a penny that they don't have to spend to do something nice for the people of the Town of New Baltimore. But there's more. The resolution after the recitation that you're familiar with it goes on to grant consent to CHPE to construct and maintain its wires etc. in and under streets and avenues and parks and all other publicly-owned places in accordance with the State Transportation Corporations Law Section 11 subdivision 3. Now that suggests that somebody thinks that there is an electric corporation involved here or at least that's what they want you to think, but as far as I can tell, that's just not so. An electric corporation is a kind of transportation corporation and if that sounds odd I will not apologize for the authors of the statute. The Transportation Corporation Law provides for transportation corporations one sort of which is an electric corporation and Section 11, subdivision 3 sets out the powers of an electric corporation and among those power are the power to construct the wires etc. and placing streets, avenues, parks, other public places with the consent of the Town Board and in such manner and under reasonable regulations as the Town Board may prescribe. But I can't find an electric corporation here. CHP LLC cannot possibly be an electric corporation because it's not a corporation at all. It's a Limited Liability Company. And while CHPE Properties Inc. is a corporation according to the State Department of State website information, it's an ordinary business corporation. It's not any sort of transportation corporation. So by the resolution not only are no conditions established to regulate what you're consenting to, you're purporting to give your consent under a law that doesn't apply here in the first place. But there's more, excuse me. You are familiar with the project and that support includes you're aware of this that the project will or at least may involve use and occupancy on privately-owned land and if ever a real electric corporation does get involved here to make Section 11, subdivision 3 apply, that electric corporation could take privately-owned land by condemnation just like a Government can take land by condemnation.

Councilmember VanEtten: That's what I said previously.

James Eckl: That's in the following subdivision.

Councilmember VanEtten: And there's nothing that we could do as a Town or the property owner to stop it. I might add that. And with a project this size.

Supervisor Ruso: Did they take some of yours some time ago?

Councilmember VanEtten: Yes, they did.

Ellie Alfeld: We don't have choices.

Councilmember VanEtten: There's no choice in this.

Supervisor Ruso: I've had some conversations aside from with these folks. It comes down to this. This has been approved. A signification portion of this is to replace the Indian Point nuclear power plant. That's one of the main focuses of what this is and The Blackstone Group, I didn't know they're involvement, but there's a lot of bigger players than the Town of New Baltimore or than Ellie and Jeff who worry about their stretch of property. There's a lot of big bucks in this. I knew that.

Ellie Alfeld: And they're not sharing any with New Baltimore, you're damn sure of that.

Supervisor Ruso: Well, \$20,000.

Ellie Alfeld: \$20,000, you know how fast you'll go through that.

Supervisor Ruso: So nevertheless and actually to tell you the truth, we're the last Town in Greene County and Albany County to have this before us. We did struggle like a fish on a line but that's all we were was a fish on a line. That's it.

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Councilmember Boehlke: Jeff, and we should realize they're not blazing a trail for this right of way through the back 40, they're utilizing an existing right of way to put this line down. So it's gonna have virtually no impact on the Town as far as acquiring or reacquiring any property to fund this railroad.

Supervisor Ruso: We believe.

Councilmember VanEtten: We hope not.

Ellie Alfeld: We don't really honestly know.

Supervisor Ruso: Nevertheless.

James Eckl: And we know The Blackstone Group isn't a charity. It's not a not-for-profit green organization that is doing this out of the goodness of their hearts. They're gonna get something out of it. Our fellow New Yorkers in Queens are gonna get something out of it. They're gonna get the benefit of high-tech electrification and so I ask what can New Baltimoreans expect to get out of it?

Councilmember VanEtten: Well, I think it's pretty much the same as when they took all the property that they took from people and there was hundreds of acres in this Town for Central Hudson's right of way to go through and there's nothing we could do.

Supervisor Ruso: The only thing is I can see is part of the struggle that I was having was that for the amount of monies that we'll get is that's the only thing we're going to get is a PILOT. Now, I had personally contacted people in the IDA and elsewhere and Champlain Hudson because I didn't want to get involved with the PILOT. I made it clear to the fellow when he came here back in I can't remember when it was, I think it was in the fall, and I actually talked to Justin about how do you assess this property because that's not something most Assessors have ever assessed because if we don't do a PILOT, we get to assess it and tax it accordingly. He said he would have to look it up. Basically I was told to either get onboard or get left off. That's what it is.

Ellie Alfeld: That's right. They've got the power.

Supervisor Ruso: Get on board or get left at the station. That's where we are. I wish there was greater benefit that I could explain to you, however, I don't see it. It's gonna happen whether I want it to or not. Just like with choices that the Town had in letting the Thruway come in. Well, the State was gonna have that happen anyway although that's a long time ago. Unfortunately, your points are well made so I thank you.

James Eckl: As I remember having read once one of the pioneers of the American motion picture industry made the observation an oral contract isn't worth the paper it's written on and they can make all sorts of grandiose promises and when push comes to shove they may decide to buy the solid gold toilet for the chief executives of The Blackstone Group and leave us in the dust.

Supervisor Ruso: Leave us with an outhouse.

SUPERVISOR RUSO	AYE
COUNCILMEMBER BOEHLKE	AYE
COUNCILMEMBER DOWNES	AYE
COUNCILMEMBER IRVING	AYE
CCOUNCILMEMBER VANETTEN	AYE

Motion Carried

County Legislator Pat Linger

April has been quite busy for the County. We now have a new State budget in place and continue to digest the effects it will have on our own budget for next year. One of the more positive developments was the reinstatement of CHIPS, Extreme Weather, and Pave NY funding that the Governor had originally decreased in his proposal. I'll be attending a press conference on

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Wednesday with Senator Hinchey announcing the 33% increase in funding over last year. After having to cancel many of our projects last year and sustaining significant damage to County roads on Christmas morning, this was a welcomed increase. The Sheriff Administration, Investigators, and Road Patrol Unit moved into the new administrative building at the jail last week. Jail intake operations are still taking place on Mansion Street until we have the authorization from Commission on Corrections to use that space at the new facility, which is expected shortly. We have scheduled a Public Hearing on the Draft Local Solid Waste Management Plan for May 19th at 6:15 pm. This plan is updated on a regular basis. We approved raising the tipping fee at our transfer stations from \$105 per ton to \$115 per ton to more accurately reflect our cost of disposal. Another Public Hearing has been scheduled for Local Law Number 1 of 2021 for May 19th at 6:10pm. This Local Law would authorize 12 and 13 year old licensed hunters to hunt deer with a firearm or crossbow during hunting season with the supervision of a licensed adult. This is in response to a change in Environmental Conservation law establishing a pilot program that requires Counties to “opt in” to the program. Earlier this year, we contracted with ECC Technologies to map out our broadband service, or lack thereof, within the county down to the house level. We have learned that a significant deterrent for service providers is a DOT right-of-way fee charged to providers. This fee was quietly passed in the 2019-2020 State budget and began to show up as significant annual invoices late last year. Imperative to our build out of the “last mile” of service to the underserved areas is having this fee repealed. We passed a resolution supporting the rescinding of the NYS Fiber Right-Of-Way fee. The mapping from our survey is expected to be complete this fall. Any of our County roads that have guiderails will see a change in vegetation control this year. We’ve approved a contract to treat these areas to control growth that are difficult to maintain, increasing the hours needed to do so. We approved bids for a tractor with boom mounted rotary and flail mowers and one skid steer. Bids will go out for a one ton service truck and three 3/4 ton pickup trucks. All of this equipment is budgeted for, and will be purchased without bonding. Through the first 3 months of 2021, Sales Tax receipts are up 12% over the same period last year, prior to the Covid shutdowns. On March 31st, we made local governments and School Districts whole by paying out \$10,133,899 in unpaid tax funds. Those unpaid taxes will now be added to the County tax bills. As of today, GC stands with over 20,000 residents who have at least one vaccine dose, or 42 percent. As demand is decreasing for vaccines, we will finish first dose pods this week. Next month will finish second dose pods, and the vaccines will be turned over to the “retail” market of Pharmacies, doctors, and State sites. There is no need for mass emergency vaccines at this point. We will target specific groups when needed. I appointed our Town Supervisor, Jeff Ruso, to serve on the Advisory Council to the GC Department of Aging for 2021. We’ve learned that Greene County is the recipient of the 2021 PERMA Award for Excellence. This award is given to the County in NYS who has exceeded all metrics for membership and will be recognized at their annual statewide conference.

Supervisor Ruso: Thank you for the appointment. Just so you know they didn’t appoint me because of my age. I’ve been running nursing homes for 30 years at least there’s some perspectives I can add to the group.

County Legislator Linger: I think they’re happy to have you. Eilleen?

Eilleen Vosburgh: Any plans for road work in the Town of New Baltimore?

County Legislator Linger: Right now, I believe we’re planning to finish Route 51 up near the cemetery. There’s about a two-mile section there that has to be finished yet. That was cut out of last year’s and then County Route 61 we have a slide, an active slide there near the farm. I believe they’ve engineered the repair to that and I think that’s supposed to be done this year as well. We’ll see what happens when the bids come in. I do think there’s gonna be a little bit of a problem getting all the work done we want to do not from a budget standpoint, but from an actual working standpoint because not only did we receive more CHIPS funding, every County in the state is receiving more CHIPS funding so those paving operators are going to be busy this year.

Councilmember Irving: I see we’ve raised the tipping fees it looks like \$10 a ton?

County Legislator Linger: Yes.

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Councilmember Irving: And there's a Public Hearing on the Solid Waste Management Plan. Where is that gonna go? Are we lacking in landfill area?

County Legislator Linger: No, the Seneca Meadows Landfill still has enough space in it for about I think it was seven more years under their current permit. This is our own permit so we have to update the plan every so many years. What we saw was especially since COVID, we had a significant increase in solid waste that was brought into our transfer stations. We were actually getting close to the limit on what we're permitted for for the Catskill facility. We've almost finished now the Hunter Transfer Station redesign. Coxsackie will be done probably this year and that will allow us, we can right now ship out of Hunter directly to Seneca Meadows so we're not running all that municipal waste down the hill to Catskill and then shipping it out of Catskill. So we save there and we've moved some of that volume to the mountaintop and we'll do the same thing with the Coxsackie Transfer Station. One of the biggest concerns we've had this year is the recycling market has tanked. I don't know if anybody's been to this recycling center down

there and had plastics they could not leave behind because the vendors can't find markets for some of the plastics now so we have a potential of putting up another building in Catskill just for recycling and we're working with another outfit out of Clifton Park to actually just come down and pick that up and they would do all the sorting on it. They'll take the revenue on it, but we would be able to not put that stuff in landfills like what's happening now with a market that's nowhere. The other improvement that I think is gonna happen this year behind the Catskill Transfer Station will be a composting facility. I think it's probably gonna come through state law in the next year or two. We're gonna try and get ahead of it and do that now. So that will be part of that plan.

Ellie Alfeld: You said you're going to be using something different for along the road to control. Is it going to be a spray?

County Legislator Linger: It is a spray, it sprays about three feet, a foot-and-a-half on each side of the guiderail.

Ellie Alfeld: What impact does it going to be on bees and the good stuff that we've got?

County Legislator Linger: They're telling us nothing. We do have the MSDS sheets on it and there is a lot of other counties in the state that use the same company and they're very helpful.

Ellie Alfeld: How is your employment? I know that a lot of people that could work are not working cause it's easier to stay home. Have you got all your job filled?

County Legislator Linger: Not at all.

Ellie Alfeld: That's what I thought.

County Legislator Linger: We're having exactly the same problem. I think our Highway alone probably has nine openings.

Councilmember Downes: Pat, are the Transfer Stations back open full-time or are they still on a reduced schedule?

County Legislator Linger: No, they're still on a reduced schedule for now, but that has more to do with the fact that when they're not on that reduced schedule, we rotate employees around and that's what we try to avoid was bringing people from one area to work in another reducing that potential spread. They are looking to getting back to it, but we haven't gone there yet. And we're all still waiting for DMV's to reopen.

Councilmember Downes: But the jail is now, we have room for growth in that jail right?

County Legislator Linger: Yes.

Councilmember Downes: We're not opening up the whole jail at this point?

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County Legislator Linger: We have 16 cells in the male side that are not outfitted at all, so no bed, no desk, no toilet and sink. So we have those 16 that we can put the infrastructure in and they could open relatively quickly. I believe I don't know two or three days ago we were at 35 males and 2 females. The 35 males will be close to the capacity that we have available right now because we do have to leave some cells open and we do have some cells that are only supposed to be used for certain classifications or constant watch. We can get temporary approval to use those if we need to, but if that population seems to be creeping up, we'll look at outfitting those 16 cells.

Councilmember Downes: Those are all our inmates right?

County Legislator Linger: Yes.

Councilmember Downes: They're not from other counties?

County Legislator Linger: No, those are all ours. We're actually housing them out at other facilities right now.

Councilmember Downes: Right, no, I knew that, I just didn't know when they came back if they were taking others in at this point or not.

County Legislator Linger: We don't plan to.

Councilmember Downes: We're just taking ours.

County Legislator Linger: At least right now.

Councilmember Boehlke: So, Pat, other than the \$10 million in unpaid tax liens how is the County doing financially?

County Legislator Linger: Very good. Last year we had our highest Moody's rating with an increase. Even at \$10 million, there's no Bond Anticipation Note on it. That's cash that we put out and then we'll collect it back in the taxes with the fees, the late fees.

Councilmember Boehlke: We're in good shape then.

County Legislator Linger: We've actually paid for the Hunter Transfer Station modifications with cash. We've already put money aside for Coxsackie, we're putting money aside for the potential of the building for the recycling. So all these vehicles we've purchased for the Highway and Solid Waste Departments, it's all budgeted for and paid for.

Town Clerk Barb Finke

3 Building Permits \$514.50, 2 Decks & Porches \$150, 1 Garage \$173.60, 5 CO Searches \$75, 2 EZPass Tags \$50, 2 Fishing Licenses \$1.66, 60 Dog Licenses \$426, 6 Late Dog Licenses \$30, 1 Beer Permit \$20, 1 Demolition Permit \$75, 3 Park Rentals \$75, 3 Minor Subdivisions \$90, 1 Above Ground Swimming Pool \$60, 1 Mobile Home-Single \$150, 1 Solar Residential \$50, 7 Certified Copies \$70, 165 Photo Copies \$41.25, State, County & Local Revenues \$2,162.35, to New York State Agriculture and Markets for Spay/Neuter Program \$82, to New York State Department of Environmental Conservation \$28.34, Total to Supervisor \$2,052.01

I completed the last class (a total of four) from the Rockefeller College of Public Affairs and Policy entitled "Diversity/Cultural Competencies." Credit is earned toward a Certified Municipal Clerk designation from the International Institute of Municipal Clerks. I also completed a lunchtime training with Sarah Brancatella from the Association of Towns and also participated in a meeting with Congressman Delgado, Town and County officials, and others regarding the American Rescue Plan Act. There were five FOILS in March for a total of 8 for 2021. One was satisfied, two were withdrawn, one we are awaiting payment, and the last we are compiling information. I would like to thank the Town Board for their confidence in my office and me with the addition of the Tax Collector duties in 2022. The Town of New Baltimore is grateful for the dedicated service of Diane Jordan and I congratulate her on her retirement at the end of the year. It has been a pleasure to work with her since 2014. I am confident that we will work together to develop a plan to continue to serve our residents in the future. I have been in public service since

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I was 16 which is very important to me. When I was appointed as Town Clerk in 2014, the Town Clerk's office was closed on Thursdays. My first order of business was to open up the Town Clerk's office on Thursdays to serve our residents every day. My mother always asks who my boss is and I tell her the 3,300 people that live in the Town. The concept of combining both offices is not new. It was discussed in 2012 following the resignation by Lynn Taylor and noted at that time that 'over 60% of towns and the majority in Greene County have already done this.' Currently, the Towns of Ashland, Athens, Durham, Greenville, Hunter, Jewett, Lexington and the Villages of Athens, Catskill, Coxsackie do this. The filing of terms of offices was forwarded to the Board of Elections on February 1 following their phone call to me. I did not find out about Diane's retirement until she told me on the afternoon of March 22. That is why the Tax Collector position was listed on February 1. I think all of us respect Diane and would support her in that role if she had instead decided to seek reelection. In speaking with our bookkeeper today who works with 10 Towns and 1 Village, New Baltimore is the only Town she works with to have a Tax Collector, most have followed this direction of consolidation. This combination will allow our residents to be served in Town Clerk/Tax Collector capacity for 35 hours a week. I met with Supervisor Ruso and Deputy Supervisor Dellisanti on Saturday and I look forward to continuing our discussion on serving our residents in 2022. Thank you again for your support.

Animal Control Officer

Supervisor Ruso: For those that were not here last week and weren't here at the tail end which was everybody, we went to an Executive Session to discuss a staff issue and we came back. We made a decision, not that you folks would know because everyone was gone when we got back, but we didn't make the Motion properly to dismiss our former Animal Control Officer so we're gonna do that now. So upon returning from Executive Session I neglected to make a Motion to terminate the employment. At this time I would like to make that Motion to terminate Joe Tanner effective April 12, 2021. Do I have a second?

Councilmember VanEtten and Downes: I'll second.

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 91-2021

APRIL 26, 2021

**RESOLUTION TO CORRECT TITLE OF POSITION
FOR SHERRY VIETA**

WHEREAS Sherry Vieta was appointed Animal Control Officer by Resolution 87-2021 on April 12, 2021.

RESOLVED the title for said position, due to training requirements, should be Dog Control Officer.

Motion by Supervisor Ruso seconded by Councilmember Irving

Supervisor Ruso: Now I need to make sure this is all clear. Having spoken with Ag. and Markets who regulates your Dog Control Officers and your Animal Control Officers, we haven't had an Animal Control Officer in many years. Why? There's specific training and equipment that they must possess. Our Animal Control Officer never had those so technically we've not had an Animal Control Officer with equipment and training. So anyway we're going to have Sherry Vieta as Dog Control Officer and one other thing to establish because a lot of people give a call to him, DEC regulates wild animals -- raccoons, deer, bear, etc. Town Animal Control Officer wheres they exist or Dog Control Officer are not authorized to deal with wild animals. Animal Control Officers deal only with domesticated animals – cows, horses, dogs etc. -- except our person never did have and neither does our new person have the training to take care of

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horses, dogs. We don't have the pens to keep the horses either folks just so you know. The title needs to be what it really is. That's Dog Control Officer.

Ellie Alfeld: I'm sorry I would like to know the residence of this new appointment.

Supervisor Ruso: She lives in Coxsackie.

Ellie Alfeld: Thank you because I know we couldn't have her in the hamlet. The kennel incident that we had a number of years ago where a kennel tried to establish in the hamlet and the Board acted on not allowing kennels in the hamlet so I wanted to know if she was a resident of the hamlet. That's all.

Supervisor Ruso: No she's not.

Ellie Alfeld: Thank you.

Councilmember Downes: And she has a lot of experience.

Ellie Alfeld: It was the barking, Kelly, that got crazy.

Councilmember Downes: No, no, no, I'm just saying just so you know she's got a lot of experience with dogs.

Eileen Vosburgh: So if we have a problem with a bear or a deer who do we call?

Councilmember VanEtten: DEC right?

Supervisor Ruso: DEC, game control, Sheriff's Department whichever the case might be. Yeah, but by law we're not supposed, not that... By the way Sherry has done things and I talked to her, she does you know if there's an animal injured and she's called to it, she's talked about some winged animal I can't remember what it was, maybe it was a hawk or something, and she got it to some sort of rescue place. So it's not like she doesn't care and do things for animals, but that's not her authority under the Town of New Baltimore or the Town of Coxsackie where she also does this.

Councilmember VanEtten: We do, though, have a local person in the Town of Coeymans that does rescue, large birds and will rehabilitate.

Councilmember Downes: Rochelle.

Councilmember VanEtten: Rochelle.

Supervisor Ruso: And nevertheless we're talking about technical job.

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

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Assessment

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 92-2021
APRIL 26, 2021

RESOLUTION TO ADOPT LOCAL LAW 1 OF 2021
CHANGING THE DATE ESTABLISHED FOR GRIEVANCE DAY
FOR REAL PROPERTY ASSESSMENT REVIEW

LOCAL LAW #1 OF 2021

A LOCAL LAW CHANGING THE DATE ESTABLISHED FOR GRIEVANCE DAY
FOR REAL PROPERTY ASSESSMENT REVIEW

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

SECTION 1. Title

This chapter shall be known as “A Local Law Changing the Date Established for Grievance Day for Real Property Assessment Review.”

SECTION 2. Authority

This chapter is enacted pursuant to Real Property Tax Law §512, which established grievance day as the fourth Tuesday of May, but enables a Town to change such grievance day by local law.

SECTION 3. Statement of Purpose

The Town of New Baltimore employs a sole Assessor who also serves as the Assessor for other assessing units. Pursuant to the authority granted in Real Property Tax Law § 512 the Town of New Baltimore wishes to establish a date for the meeting of the Board of Assessment Review to hear grievances other than that established in Real Property Tax Law §512(1).

SECTION 4. Grievance Day

The Town of New Baltimore hereby adopts as its grievance day the first Thursday following the fourth Tuesday in May and so many days thereafter as the Board of Assessment Review deems necessary for the purpose of the Board of Assessment Review hearing complaints in relation to assessments.

SECTION 5. This Local Law shall take effect immediately upon its filing in the Office of the Secretary of State.

SET DATE AND TIME FOR 2021 GRIEVANCE DAY

WHEREAS Grievance Day means the date on which the Board of Assessment Review shall meet to hear complaints in relations to assessments.

RESOLVED the Town Board of the Town of New Baltimore sets the 2021 Grievance Day for Thursday, May 27, 2021 from 4-8 PM.

Motion by Councilmember VanEtten seconded by Councilmember Downes

SUPERVISOR RUSO	AYE
COUNCILMEMBER BOEHLKE	AYE
COUNCILMEMBER DOWNES	AYE
COUNCILMEMBER IRVING	AYE
COUNCILMEMBER VANETTEN	AYE

Motion Carried

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Building & Grounds/Recycling Center Operator Kirk Trombley

4 Tires Larger than 16” Without Rim \$30, 60 Gallon Bags of Plastic (No Hard Plastics) 11, 21 Bundles of Magazines and Phone Books, 33 Bags & Bundles of Newspaper, 67 Boxes & Bundles of Cardboard, 4/24 1 Dishwasher, 4/17 1 Refrigerator, Large Total Income \$30

Code Enforcement Officer Allan Jourdin

Summarization of Code Enforcement Officer activities for March, 2021, is as follows:
Building Inspections: (Figure Not Available When Report Completed) Building Permits Issued: 5 Building Permits Renewed: 2 Building Permit Renewal Letters Sent: 1 First Notice Certificates of Compliance Issued: 1 Certificates of Occupancy Issued: 2 Certificate of Occupancy Search Requests: 4 Manufactured (Mobile) Home Permits Issued: 1 New Building Permit Applications Received: 7 New Building Permit Applications Awaiting Permit Issuance: 10 Open Building Permits: 147 Pool Permits Issued: 2 Application Fees for March, 2021: \$1,173.10 Total Fees for Year to Date: \$2,668.60

Greene County EMS Representative Nick Dellisanti

The regular monthly meeting was held on Tuesday, April 20, 2021 at the 911 Center. There were 7 EMS calls in March for a total of 25 for this year, 2021. We had 89 calls for all of 2020.

Deputy Supervisor Dellisanti: So we’re right on track to keep our budget flat for 2022.

Supervisor Ruso: Twenty-five through three months means it’s a hundred.

County Legislator Linger: Greene EMS this month was approved to do community paramedicine so you may see a change if you have to call for an ambulance. What they’re allowed to do now if there’s something that they believe is going to be a relatively simple problem to fix, they’re gonna ask a patient if they would like to participate in the community telemedicine program where they can actually get a doctor on a video call at your house speaking to you so if there’s a very simple solution for them, they can avoid a trip to the hospital for the patient. It’s I think been used once last week up in Hunter. Very successful. The doctor called a prescription in to the pharmacy. They went and picked up the prescription. Avoided a four-hour trip, or a five-hour trip, or a six-hour trip to the hospital and kept the ambulance in service. This is gonna be a game changer for EMS here in the County. It’s a really, really good initiative from Greene EMS and there’s no cost to it for us. There’s only savings.

Councilmember Downes: So, Pat, is that going forward we’re gonna be doing this or is it just a COVID-related type thing?

County Legislator Linger: Well, it started out as COVID-related, but it was passed in the State budget this year to allow it so they had previously put in their application. They use that to help us do vaccine pods including the one that they did here in New Baltimore as well as homebound people. But now that it was passed in the State budget, it is gonna be able to be used permanently. So we’re hoping to keep some of the ambulances in the more rural parts on the County in service a little longer and avoid some real long trips to the hospital. So thanks to Greene EMS.

Eileen Vosburgh: Pat, how does that actually work? I understand you call the ambulance, they show up, and if they think it can be handled by a doctor, then they do the telemedicine. Is that right?

County Legislator Linger: Right and it’s still new for everybody. There’s been medics on calls already, they left the hospital and went ‘I should have put this in community paramedicine, but...’ So it’s new, but everybody’s getting used to it. And there’s no obligation. You can say ‘no, I want to go to the hospital’ and you can go to the hospital.

Councilmember Downes: Is the phone call to your doctor or is it like...?

County Legislator Linger: No, it will be a REMO emergency room doctor.

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Deputy Supervisor Dellisanti: We only had one telemedicine call so far so it's worked our very well.

Highway Superintendent Alan VanWormer

Cleaned basement at Town Hall, and moved shelving units in, Cleaned up dirt on lawn at Town Hall from plowing, Took sander off 2006 F350, Put new mesh top on chipper box, Took trash from Town Hall basement to Coxsackie compactor, Picked up file cabinets from Reneslear County and put in basement at Town Hall, Returned borrowed transmission Jack to the Town of Catskill Highway Department, Patched dirt roads with item 4 stone, Patched hole with winter mix, Hauled in washed 1A stone for chip sealing, Replaced Shady Lane sign at Town line that someone ran over, Measured Old Kings Road for paving, Replace flags at Town Hall. Town Garage, Cornell Park, and District 1 park. Thank You to the Town of Athens Highway Department for their help and bucket truck at Cornell Park. Cleaned up lawns where plows dug up, Serviced 1989 Ford tractor and put York rake on to start grading dirt roads, Picked up garbage dumped on Lime Kiln Road, Started to grade dirt roads, Hauled four loads of donated #2 stone for district 1 park from Peckham, Hauled washed screenings from Callanan to replace what was used over the winter before price increase, Cleaned beaver debris from culvert pipe on West Deans Mill Road, Had two flat tires repaired on John Deere Loader, Had windshield replaced on 1985 International Truck number 9, Had windshield replaced on 2013 International truck number 7, Picked up garbage from Town Hall, Graded and spread Item #4 stone on Pine Grove Road and rolled, Hauled in dry screenings and #1 stone to make item #4, Took plows and sander off remaining trucks, Village of Ravena swept Roberts Hill Road between Rt. 51 and Rt. 54 we thank them for their help, Tuesday April 13, ordered new skid steer from Finke Equipment.

Town Clerk Finke: Just so everyone knows, Finke Equipment has nothing to do with me.

Finished grading Pine Grove Road, and moved equipment to Haas Hill and began grading there, Got prices for new mower for parks, Cut low hanging tree limb on Featherbed lane that was hitting the school bus, Took 1996 International truck #8 to Coffey heavy repair for electronic issues, needed to be hooked to a computer to diagnose, and repair, Dropped off 2013 International at Coffey heavy repair for no power issue, it showed no code in the computer, he was not able to figure it out, so Greene County Highway will be trailering it to Allegiance truck in Hudson on Monday. I will update the Highway Committee as soon as we get a diagnosis and how much the repairs will cost. Serviced all lawn mowers, Cut dead trees with help of County Bucket truck, Moved sweeper for the Town of Coxsackie with our 20' trailer, Dropped off 2002 International truck #3 at Watkin Spring for rear spring replacement, Sent one employee for random drug and alcohol testing, Picked up dead deer on Reservoir Road, Started sweeping roads with rented sweeper from Montano equipment, Finke Equipment and Carver company offered us a better price on rental, but had no sweepers available to rent.

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 93-2021
APRIL 26, 2020

**RESOLUTION TO AUTHORIZE HIGHWAY SUPERINTENDENT TO
PURCHASE FUEL OIL PER GREENE COUNTY
RESOLUTION 100-21**

WHEREAS the Greene County Legislature advertised for bids for the furnishing of fuel, two bids were received, and the lowest responsible bidder meeting all specs was determined.

WHEREAS pursuant to Section 408-a of the New York State County Law, any other political subdivisions, fire company or district may receive the Tank Car Price \$1.6871, Delivery Charge \$0.13, Total Cost Per Gallon \$1.8171. The bid price is subject to increase or decrease during the Contract period corresponding with the changes in the reseller's posted tank car price at the Port of Albany as published in the Oil Price Daily for the date of delivery.

RESOLVED the Town Board hereby authorizes the purchase of fuel oil at the contract price offered by Greene County Resolution 100-21 for one year from June 1, 2021 to May 31, 2022 from Bottini Fuel.

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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 94-2021

APRIL 26, 2020

**RESOLUTION FOR THE HIGHWAY DEPARTMENT TO
PURCHASE CULVERTS MATERIALS**

WHEREAS the Highway Department would like to purchase culvert pipes and collars for installation within the Town and two quotes were procured, both exactly the same and under New York State Contract.

RESOLVED the Highway Superintendent recommends Pipes Plus as a local women-owned, Greene County business, Purchase Order H-2021-74 for a total of \$2,490.70.

Motion by Supervisor Ruso seconded by Councilmembers Downes and VanEtten

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

Planning Board Chair Rob VanEtten

The Planning Board met on April 8 with the following business transacted: Public Hearing was opened and recessed on the Lisa Dippo Minor Subdivision Application because required neighbor notification had been delayed. Public Hearing on the Bernardi & Sanzi Site Plan Application was held and recessed awaiting new application and Site Plans reflecting the actual number of one-bedroom apartments there will be in the conversion of Budget Motel to apartments. In the regular monthly meeting that followed, discussion continued on the Solar Generation Oriole solar project with applicants and Town appointed engineer for the project. At conclusion of discussion, resolution with conditions approving the Site Plan was approved. Discussion was held with a Town resident regarding the best way to handle taking property from one parcel owned containing a barn and adding the land to another parcel which in effect would put the barn on the other parcel.

Zoning Board of Appeals Chair Pat Linger

The Zoning Board of Appeals did not meet on April 7, 2021, since there were no applications to come before the Board.

Town Court

The following is the Town of New Baltimore Court monthly report for March 2021.

- Total March monies received was \$27, 815.00
 - Judge Melewski \$15,197.00
 - Judge Huff \$12,618.00
 - State/County Share \$19,070.00 Town Share \$8,745.00
- Total 2021 (January-March) monies received \$63,729.00
 - State/County Share \$40,762.00 Town Share \$22,967
- Total New Cases Received 221

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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 95-2021
APRIL 26, 2021

**RESOLUTION TO APPROVE INVITATION TO BID FOR
SILVER LAKE DISTRICT 3 PARK**

INVITATION TO BID
GENERAL CONSTRUCTION CONTRACT

Notice is hereby given that sealed bids to furnish and install a New Ballfield Facility at Silver Lake Park will be received by the Clerk until **3:00 P.M., Friday May 14th, 2021.** at the Town Clerks office, Town of New Baltimore, 3809 County Route 51, Hannacroix, New York 12087. All sealed bids received before 3:00 P.M. will be publicly opened and read aloud at that time.

The General Construction will be done in conjunction with Town forces and other contracts. Therefore; The successful General Contractor will need to coordinate their work with the Town and other contracts.

The prefabricated concession building is being stored locally and the successful GC is expected to prioritize placement of the concrete foundation as part of this contract.

The Contract Documents, including Advertisement for Bids, Information for Bidders, Additional Instructions, Bid Documents, General Requirements, Specifications, Contract Drawings and any Addenda, may be examined at no expense on line at the following website: www.debiddocuments.com, or at the office of Delaware Engineering, D.P.C., 28 Madison Ave Extension Albany NY, 12203.

Digital copies of the Contract Documents may be obtained online as a download from the website: www.debiddocuments.com. Complete hardcopy sets of bidding documents may be obtained from REV, 330 Route 17A, Suite #2, Goshen, NY 10924, Tel: 1-877-272-0216, Any Bidder requiring documents to be shipped shall make arrangements with REV and pay for all packaging and shipping costs.

All Questions should be sent to Frederick Grober via email at fgrober@delawareengineering.com or Fax at (518) 452-1335.

Please note that www.debiddocuments.com is the designated location and means for distributing and obtaining all bid package information. All Bidders are urged to register to ensure receipt of all necessary information including bid addenda. All bid addenda will be transmitted to registered plan holders via email and will be available at www.debiddocuments.com. Plan holders who have paid for hard copies of the bid documents will need to make the determination if hard copies of the addenda are required for their use, and coordinate directly with REV for hard copies of addenda to be issued. There will be no charge for registered plan holders to obtain hard copies of the bid addenda.

No Bidder may withdraw his bid within Thirty (30) days after the actual date of opening thereof.

This is an exempt capital improvement project, and Bidders shall not include in their bid sales and compensating use taxes on the cost of materials which are to be incorporated into the work.

The Town of New Baltimore reserves the right to waive any and all informalities in the Bid and to reject any or all Bids. By Order of the Town Board. Barbara M. Finke, Town Clerk

Motion by Supervisor Ruso seconded by Councilmembers Downes

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

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TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 96-2021
APRIL 26, 2021

**RESOLUTION TO ENTER INTO A MANAGEMENT AGREEMENT BETWEEN
THE TOWN OF NEW BALTIMORE AND THE NEW BALTIMORE CONSERVANCY**

WHEREAS the Town desires to enter into this management agreement with the New Baltimore Conservancy to manage the Hannacroix Falls and North End of Paper Mill Trail, in cooperation with the Town, for public use.

WHEREAS the agreement will automatically renew for two additional one-year terms, provided that all parties have complied with the terms and conditions of this agreement. During the term of this Agreement, and any renewals thereafter, either party may cancel this agreement on forty-five (45) days' notice.

RESOLVED the Town Board of the Town of New Baltimore authorizes the Supervisor to sign said agreement.

Motion by Councilmember VanEtten seconded by Councilmember Downes

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

MANAGEMENT AGREEMENT

HANNACROIX FALLS AND North End of PAPER MILL TRAIL

This MANAGEMENT AGREEMENT (hereinafter the "Agreement"), is made the ___April, 2021, between the Town of New Baltimore (hereinafter the "Town"), and the New Baltimore Conservancy (hereinafter the "Conservancy").

WITNESSETH:

WHEREAS, the Town owns approximately six acres of land (hereinafter referred to as the "Premises") bounded by the Hannacroix Creek and Hannacroix Creek Preserve (owned and maintained by the Conservancy); and

WHEREAS, the Premises contains the northern end of the Paper Mill Trail, the Hannacroix Creek shoreline at the Falls, as well as the historic mill race that leads to Mill Ruins on Preserve property; and

WHEREAS, the Premises contains outstanding natural resource features, has abundant wildlife, and the Falls is the recognized starting point of a Hudson River tidal estuary of statewide significance; and

WHEREAS, the Falls and chase are integral components of the historic Croswell-Parsons Paper Mill Ruin which was listed on the National Register of Historic Places in 1996; and

WHEREAS the Premises has functioned as an integral piece of the overall Hannacroix Creek Preserve complex; and

WHEREAS, the Conservancy has managed the Premises at no cost to the Town for the last 20 years; and

WHEREAS, the Conservancy is desirous to continue managing the Premises on the Town's behalf for public enjoyment at no cost to the Town; and

WHEREAS, the Town is desirous of entering into this Agreement with the Conservancy so that it manages the Premises, in cooperation with the Town, for public uses;

NOW THEREFORE, the parties mutually agree as follows:

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1. PREMISES

The Premises subject to this Agreement are more fully described by the Map annexed hereto as Exhibit "A".

2. TERM

The term of this Agreement shall be for one (1) year, effective ___April, 2021. This Agreement shall automatically renew for two additional one-year terms, provided that all parties have complied with the terms and conditions of this agreement. During the term of this Agreement, and any renewals thereafter, either party may cancel this agreement on forty-five (45) days' notice.

3. MANAGEMENT OF THE PREMISES

- A. The conservancy agrees, at their sole cost and expense and within the limits of available resources, to operate, manage and maintain the Premises for open space, and other public uses as permitted by law. In particular, the Conservancy agrees to: (1) maintain existing paths and trails on the Premises; (2) periodically remove trash and debris from the Premises; (3) generally keep the site open, and accessible to the public from dawn to dusk; (5) continue to provide directional signs to assist users of the Premises arriving through the Hannacroix Creek Preserve.
- B. Subject to written approvals by the Town, the Conservancy is authorized to construct improvements on the Premises such as new trails, kiosks at the Conservancy's sole expense.
- C. The Premises shall be open and available to the public for day use, whether residents of the Town or otherwise.

4. INSURANCE

The Town agrees to maintain a Commercial General Liability Insurance Policy with a \$1,000,000 per occurrence/\$2,000,000 aggregate. Furthermore, the Town agrees to add the Conservancy as an additional insured on such policy for liability resulting from the Town's ownership of the property. Any such policy shall provide thirty (30) days written notice of cancellation to the Conservancy. The Town shall provide the Certificate of Insurance when executing the Agreement and upon every insurance renewal.

In WITNESS THEREOF, the parties hereto have set their hands and seals the day and year first above written.

TOWN OF NEW BALTIMORE

By _____
Jeffry R. Ruso, Supervisor

NEW BALTIMORE CONSERVANCY

By _____
Peter M. Melewski, President

TOWN OF NEW BALTIMORE, COUNTY OF GREENE

RESOLUTION 97-2021
APRIL 26, 2021

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 2021b-04-01 to 2021b-04-40, it is

RESOLVED that the Supervisor is hereby authorized to pay claims 2021b-04-01 to 2021b-04-40.

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BE IT FURTHER RESOLVED that the Town Clerk will prepare an abstract and hold it for public review until May 31, 2021.

Motion by Supervisor Ruso seconded by Councilmember VanEtten

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

General \$39,708.14, Highway \$9,452.09, Sewer 1 \$577.50, Sewer 2 \$571.25, Water 2 \$3,159.15, Water 3 \$761.70, Total \$54,229.83

Upcoming Meetings

- May 1-2, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 5, 2021 Zoning Board of Appeals Meeting at 7:30 PM if Needed
- May 8-9, 2021 Town Roadside Clean-Up Day, Sign up in Town Clerk's Office or the Recycling Center
- May 10, 2021 Public Hearing Regarding Proposed Town of New Baltimore Water District 2 Modifications at 6 PM
- May 10, 2021 Town Board Regular Meeting at 7 PM
- May 13, 2021 Planning Board Meeting at 7 PM
- May 14, 2021 Bid Opening for Silver Lake District 3 Park at 3PM
- May 24, 2021 Town Board Work Meeting at 7 PM

Motion by Councilmember Downes seconded by Councilmember VanEtten to adjourn the meeting at 8:29 PM

AYES: Ruso, Boehlke, Downes, Irving, VanEtten

NAYS:

ABSTAIN:

ABSENT:

Motion Carried

Respectfully Submitted,

Barbara M. Finke RMC
Town Clerk