

**TOWN BOARD MEETING OF THE TOWN BOARD  
OF THE TOWN OF NEW HARTFORD, NEW YORK,  
HELD AT TOWN HALL, 8635 CLINTON STREET, NEW HARTFORD, NY ON  
OCTOBER 18, 2023, 2023 at 6:00 P.M.**

Town Supervisor Miscione called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

**TOWN BOARD MEMBERS PRESENT:**

Supervisor Paul A. Miscione  
Councilman James J. Messa  
Councilman David M. Reynolds  
Councilman Richard B. Woodland, Jr.

**OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:**

Deputy Town Supervisor Anthony J. Trevisani  
Town Clerk Cheryl Jassak-Huther  
Highway Superintendent Richard Sherman  
Town Attorney Herbert Cully  
Chief of Police Ronald Fontaine  
Asst. Director of Personnel Barbara Schwenzfeier

Absent: Bookkeeper to Supervisor Deanna Spina

Thereafter a quorum was declared present for the transaction of business.

**I. BOARD MEETING MINUTES**

Councilman Woodland introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 215 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve the October 4, 2023 Town Board Meeting Minutes.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

**II. PUBLIC COMMENTS**

- A. **Karen LaScala** – Spoke about stormwater issue on Oneida Street in front of the old O’baby’s; Highway Superintendent Richard Sherman will be cleaning it out, it is on the list

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- B. **Mitch Ford** – spoke about the Health Insurance/stipend for the Town Board members
- C. **James Stewart** – spoke on bus garage

**III. PUBLIC HEARING**

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 216 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to Open up the Public Hearing on the ARC Respite Care Home on 1 Golden Place.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Discussion: Residents voiced their concerns and Karen Korotzer from ARC spoke and gave specific information on the house, residents, etc.

Councilman Reynolds introduced the following Resolution for adoption and duly seconded by Councilman Messa:

**(RESOLUTION NO. 217 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to Close the Public Hearing on the ARC Respite Care Home on 1 Golden Place.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Reynolds introduced the following Resolution for adoption and duly seconded by Councilman Messa:

**(RESOLUTION NO. 218 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve the site for the ARC Respite Care Home on 1 Golden Place.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly *ADOPTED*.

**IV. MATTERS SUBMITTED BY TOWN SUPERVISOR**

**A. Pollution Policy 2024 – Storage Tank Liability Insurance Policy**

Councilman Reynolds introduced the following Resolution for adoption and duly seconded by Councilman Messa:

**(RESOLUTION NO. 219 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Supervisor Miscione to sign the 2024 Pollution Policy from Gates Cole.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly *ADOPTED*.

**B. Street Lights – BOND – need to renew for 2024 -**

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 220 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Supervisor Miscione to sign the BOND/extending it one more year and sign the check for \$3,003.00.

The Town Board voted upon roll call, resulting as follows:

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Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly *ADOPTED*.

**C. Notice of Termination – Hoffman Car Wash**

Councilman Woodland introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 221 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Supervisor Miscione to sign the Notice of Termination for Hoffman Car Wash at 8538 Seneca Turnpike for Stormwater Discharges.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly *ADOPTED*.

**D. Speed Limit on Snowden Hill Road**

*Message from a resident - I am writing in reference to the speed limits on Snowden Hill Rd. This road has become increasingly busy over the course of the last couple of years. The current speed limits are 50 and 45. This road is unchecked which means the majority of the traffic is at least 10-20 MPH faster. Blind hills, many walkers, joggers, kids, dogs, etc. are the norm for this road. Hamilton College uses this road as a training route at least twice a year for their runners. Increased police presence will only last for a short time. Please consider lowering the speed limit by at least 10-15 MPH for the entire length of Snowden Hill.*

Police Chief will bring the data back to discuss at the next meeting.

**E. FEMA GRANT – James Bray Paving completed the job**

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 222 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to pay James Bray Paving \$23,409.00 for the Sauquoit Creek Sewer Line Crossing and sign the contractors (James Bray Paving) application for payment.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Reynolds introduced the following Resolution for adoption and duly seconded by Councilman Messa:

**(RESOLUTION NO. 223 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Supervisor Miscione to transfer \$570.00 from Contractual Sewer and put into \$570.00 into Sewer Capital Funds to pay James Bray Paving (additional money needed).

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

**V. REPORTS OF TOWN DEPARTMENTS**

**A. POLICE CHIEF RONALD FONTAINE**

- i. Marquee Cinema Request for Services – they were looking for every weekend, ask them to submit a formal request to bring to the Town Board and identify which movies will draw a concern, amount of attendees
- ii. Brittany in the PD – work from home for a week and a half

Councilman Reynolds introduced the following Resolution for adoption and duly seconded by Councilman Messa:

**(RESOLUTION NO. 224 OF 2023)**

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**RESOLVED**, that the New Hartford Town Board does hereby approve for Brittany (Secretary) to work from home for a week and a half.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

**VI. MATTERS SUBMITTED BY TOWN ATTORNEY**

- A. **Town Attorney Herbert Cully** – Narla Lane we got the order to show cause signed by the judge to remove 17 feet from the edge of the payment – Highway Superintendent Richard Sherman is taking care of it. Back in court within the next few weeks and will update

**VII. MATTERS SUBMITTED BY TOWN SUPERVISOR**

- A. **2024 Budget**

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 225 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve the 2024 Tentative Budget and adopt as the Preliminary Budget.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 226 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to schedule the Public Hearing for Wednesday, November 1, 2023 to be held in the Court House for the 2024 Preliminary Budget.

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The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 227 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve that the Town Supervisor receives a single plan healthcare, in budget, no maximum of the cost of a single plan that does not continue from year to year (reinstate for 2024), Non-Union.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

**VIII. REPORTS SUBMITTED BY TOWN DEPARMENTS**

**A. Asst. Director of Personnel Barbara Schwenzfeier**

*MEDICARE ADVANTAGE RESOLUTION*

*WHEREAS, Broome County has secured contracts with United HealthCare for ~~Medicare~~ Advantage and Prescription Drug Benefit Plans (MAPD plans) for Medicare primary retirees of the participating entities of the Broome County Purchasing Alliance (BCPA), and*

*WHEREAS, Broome County allows participation of otherinterested municipalities pursuant to General Municipal Law § 119-o, and*

*WHEREAS, each participating municipality will enter into its owncontract with United HealthCare under the BCPA to receive the preferred pricing and coverage of the alliance, and*

*WHEREAS, the Town of New Hartford wishes to participate in the BCPA MAPD Programeffective 1/1/24, therefore be it,*

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*RESOLVED, that the Town of New Hartford agrees to participate with Broome County and other participating municipalities in the BCPA for Medicare Advantage and Prescription Drug Benefit Services for its eligible retirees, and be it*

*FURTHER RESOLVED, that the Town of New Hartford agrees to provide Broome County, via BCPA Portal any information required to facilitate account registration including, but not limited to, census information of Medicare primary retirees including date of birth, gender and zip code. Copy of current Summary Plan Description and Benefit Summary along with this resolution, and be it*

*FURTHER RESOLVED, that the Town of New Hartford is authorized to execute any agreements, documents, or papers as may be necessary to implement the intent of this resolution.*

Councilman Messa introduced the following Resolution for adoption and duly seconded by Councilman Reynolds:

**(RESOLUTION NO. 228 OF 2023)**

**RESOLVED**, that the New Hartford Town Board does hereby approve the Medicare Advantage Resolution.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

**ADJOURNMENT**

There being no further business to come before the Board, upon motion duly made by Councilman Messa and seconded Councilman Reynolds, the meeting was adjourned at 9:11 P.M.

**(RESOLUTION NO. 229 OF 2023)**

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye
Supervisor Miscione	-	Aye.

The Resolutions were unanimously carried and duly **ADOPTED**.

Respectfully submitted,



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Cheryl Jassak-Huther

Town Clerk

10/22/2023