

**Town of Hamilton Regular Board Meeting Minutes**  
**Thursday, October 12, 2017 at 6:30 p.m.**  
**Held at the Court House, 60 Montgomery Street, Hamilton, NY**

Present: Eve Ann Shwartz, Peter Darby, David Holcomb, Suzanne Collins, Chris Rossi.  
Others Present: Sue Reymers, Jason Florenz, Brynley Wilcox. Public: Jody Palmer, Keith Palmer, Emily Oren, Gary Curtis, Kathleen Palmer, Robert Sullivan.

**Call to order & Welcome:** Supervisor Shwartz called the meeting to order at 6:36 p.m.

**Public Comments:** Emily Oren asked about the building project. Supervisor Shwartz let her know that there is an informational session on November 1. Mr. Darby interjected that he had a report that was going to come later in the meeting, but this is as good a time as any. Mr. Darby stated that we are not sure why the costs are so high. It could be due to the size of firms that bid on it. First of all, there are a set of drawings and bid documents that are that thick. Someone like Or can't do that at night when he's been working all day. It takes a firm that's got office staff and people that are not swinging hammers. And that is built into their costs. Prevailing wage. Those are parts of things as to why it adds up that seem pretty foreign to you and me. At the last meeting, Jody (Palmer) recommended that we talk to Titan Homes to see if there is a cheaper way to build it. They referred us to American Homes in Richfield Springs. On Monday, John Bailey and I met with the guy. Very preliminary discussion and I want to present numbers with a lot of caution because we are dealing with someone who has only had experience with residential, not with commercial. They deal with a company called, Champion Commercial Structures. They do a lot of commercial work including large hotels, dormitories and projects much bigger than this project. Ballpark numbers based on his experience with residential and putting in a big fudge factor, he figured that this building could come in below \$500,000. Mr. Darby feels very cautious about putting that number out there because it's very preliminary. But where it stands at this moment is that he sent the bid documents down to Champion. They are going to come back to him with a number, which won't be a firm number because there have to be discussions that follow that, but if the number is positive and hopeful then we will proceed. It will cost us \$2,000 for them to do the engineering to convert it to what they call 'modular friendly' construction. That engineering would have to be reviewed by our architects. It's kind of a long process from here. It seems very hopeful to Mr. Darby that there's a number that comes in below that \$800,000 number. It's hopeful because that \$800,000 number and the referendum wording is not to exceed, so it has to be a high number to go in there to begin with. Supervisor Shwartz called it the worst case scenario.

There was a brief discussion on dates for the information session, referendum date, and the timeline for getting the modular information back from Champion as well as the quality of the buildings that Champion produces.

Mr. Darby continued to describe the details of a modular building. It (the building) essentially comes complete. The plumbing and electric come together with quick connects that are all code approved. It's all inspected and approved in the factory. It would come in four pieces. Their job, and they call themselves the installers, would be to work with the crane to set it on the foundation. We would have to provide the foundation. And then they do whatever finishing is necessary to marry those four pieces. Jody Palmer thanked the board for looking into this option. Supervisor Shwartz said that one of the things we have to do before we spend the \$2,000 is to see if the estimate is really a savings because the guy's experience at American Homes was with residential. We also need to go visit some buildings they built that are commercial to see about the quality. Mr. Darby doesn't think that there is any question that the actual structure constructed in a factory is better than it can be constructed on site. It's the details, the finished details that worry Mr. Darby. Under factory conditions where the wood is never wet and they work in perfect conditions. They buy everything in bulk so the materials are cheaper than materials that a contractor can buy. Supervisor Shwartz wanted to continue with the agenda and public hearing. It was noted that in addition to minutes, the town board produces monthly notes about the meeting which goes in the Mid-York Weekly and on the town's website.

**PUBLIC HEARING on Proposed Local Law #3 of 2017 – A local law to override the tax levy limit established in General Municipal Law 3-c.**

Supervisor Shwartz opened the public hearing at 6:48 p.m. Supervisor Shwartz stated that the town has been overriding the tax cap levy because it's 1.8% this year and that's not enough to take care of giving people cost of living adjustments and raising health insurance. It's pretty difficult and most municipalities are going over the tax cap. There were no comments from the public.

**RESOLUTION 2017-109: Close the public hearing on Proposed Local Law #3 of 2017 – A local law to override the tax levy limit established in General Municipal Law 3-c**

On a motion of Councilmember Darby, seconded by Councilmember Holcomb, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the public hearing on Proposed Local Law #3 of 2017: A local law to override the tax levy limit established in General Municipal Law 3-c be closed at 6:49 p.m.

**GENERAL:****RESOLUTION 2017-110: Approval of Minutes for August 28, 2017**

On a motion of Councilmember Rossi, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the minutes from August 28, 2017 be approved.

**Claims for Payment:****RESOLUTION 2017-111: Audit of Claims**

On a motion of Councilmember Darby, seconded by Councilmember Holcomb, the following resolution was: ADOPTED: Ayes: 5 Nays: 0

Resolved that the bills contained on Abstract #10 have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Fund A	No.	284	<i>through</i>	314	\$69,369.03
General Fund B	No.	41	<i>through</i>	42	\$253.35
Highway Fund DB	No.	155	<i>through</i>	171	\$71,001.43
Lighting Districts	No.	17	<i>through</i>	18	\$352.84
Prepays					\$544.54

**Supervisor/Bookkeeper – Brynley Wilcox**

Brynley Wilcox reviewed her report with the board.

**FRANCHISE FEES:**

- \$2,625.47 was received from Charter Communications (Q2-2017)
  - 2016: \$ 7,534.97
  - 2017 YTD: \$ 7,646.32 (~1.5% higher than 2016)
  - BUDGET: \$ 10,000.00

**ANNUAL AIM PAYMENT:**

- AIM = Aid & Incentives to Municipalities
- \$44,184.00 was received from the State via direct deposit
  - 2016: \$ 44,184.00
  - 2017 YTD: \$ 44,184.00
  - BUDGET: \$ 44,184.00

**CHIPS:**

- Deadline: *Tuesday, November 7th, 2017*
- Total CHIPS amount: \$ 125,068.26
- Total EWR amount: 21,315.15
- Total PAVE NY amount: \$ 25,036.58  
TOTAL: \$ 171,419.99
- CHIPS YTD to be reimbursed: (148,956.66)
- Amount to rollover: 22,463.33

Mr. Darby asked Ms. Wilcox what EWR stands for. Ms. Wilcox responded Extreme Winter Recovery. NYS had a bad storm a few years ago and the state came up with EWR program they said it would be a one year thing and she thinks we are on year three. She thinks it's being replaced by Pave NY. Pave NY is basically Chips with a different name. It does not have as many projects that can be reimbursed. Pave NY is strictly roads, it cannot go for equipment or a building like Chips. She believes Pave NY will go into next year.

CITI TRAVEL CARD:

Town currently has a "Purchase" credit card, which is not valid for any travel-related expenses (ex. hotel stays). RESOLUTION NEEDED to authorize the bookkeeper to open a Travel Card with Citi Group Financial for two authorized users and a \$3,000 spending limit/card.

Ms. Wilcox clarified that any staff or board member can use it for travel even though specific names have to be on it. Typically at hotels it's to hold the reservation and any incidentals. They never actually need to swipe the card.

**RESOLUTION 2017-112: Authorization for Two Travel Credit Cards**

On a motion of Councilmember Darby, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the bookkeeper be authorized to open two (2) travel credit cards for two (2) authorized users up to \$3,000 each.

**RESOLUTION 2017-113: Funds Transfer**

On a motion of Councilmember Rossi, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5 Nays: 0

Resolved that \$130,550 be transferred from Community Bank Money Market account to NBT Bank Checking account to cover the October abstract and October/November payroll:

- A MMKT to Checking in the amount of \$ 23,000
- B MMKT to Checking in the amount of \$ 2,000
- DB MMKT to Checking in the amount of \$100,000
- DB Eqpt Resrv to Ckng in the amount of \$ 5,550

**TOWN REPORTS:**

**Highway Superintendent - Jason Florenz**

Jason Florenz reviewed his report.

**GENERAL REPAIRS:**

- Brought in 2017-2018 sand
- Patching done on Excell, Crumb, Williams, Preston Hill, and Horton

- Fixed lawn and cut shoulders on Spring St that was damaged during a water main break. (see pictures)
- Ditching and shoulders cut on Crumb Rd (see pictures)
- Removed a dead tree on Spring Hill with the help of MUC
- Graded Collins, Wilkinson, Alderman, and Lake Rd (see pictures)
- Installed new signs on Wickwire (see pictures)

EQUIPMENT:

- New plow was installed on the F-150
- Installed all plow frames on trucks for winter
- Painted all truck frames and wheels, and the dump box on #19

CHIPS:

- Met with Gorman on 2018 road plan

OTHER:

- Helped the County haul topsoil from the landfill to Wampsville
- Helped the Town of Lebanon with shoulders
- Received 2018 fuel bids
- Followed up on Emergency Preparedness with Ted Halpin
- Attended Mine Safety and Health Administration (MSHA) training in Canastota
- Attended NYMIR Distracted Driving

The board reviewed the canvass of bids for fuel. Mr. Darby clarified that the bid was for diesel, diesel winter blend and fuel oil. And the fuel oil is a winter blend because it's stored outside in the winter. Mr. Darby read aloud the prices. Buell's fuel oil was not a winter blend. Prices after the bid deadline cannot be accepted. A representative from Buell Fuels was attending the meeting and introduced himself. He said that Buell will honor the 1.912 price as a winter blend. Buell Fuels was the low bidder on all 3 numbers. There was a brief discussion on the bids.

**RESOLUTION 2017-114: Authorization To Award Fuel Bid**

On a motion of Councilmember Rossi, seconded by Councilmember Collins, the following resolution was:

ADOPTED: Ayes: 3-Rossi, Collins, Shwartz, Nays: 2-Darby, Holcomb  
Resolved that the Fuel Bid be awarded to Buell Fuels at Diesel - \$1.9310, Diesel Winter Blend-\$2.0290 and Fuel Winter Blend at 1.912.

The next resolution is needed for the annual agreement for plowing county roads.

Extracted from the agreement, the prices are as follows:

"...the County will pay the Town the sum of Eighteen dollars and forty-nine cents (\$18.49) per lane mile upon which snow and ice control services are performed, Twelve dollars and seventeen cents (\$12.17) per lane mile upon which regular salt brine is applied, Thirteen dollars and sixty-seven cents (\$13.67) per lane mile upon which salt

brine with 5% magnesium chloride is applied and a loader rate of one hundred twenty dollars and no cents (\$120.00) per hour for snow bank removal under certain circumstances with prior approval from County Highway Superintendent.”

Ms. Wilcox shared that last year’s prices for lane miles was 17.91.

**RESOLUTION 2017-115: APPROVAL of AGREEMENT WITH MADISON COUNTY FOR SNOW AND ICE CONTROL ON THE COUNTY ROAD SYSTEM**

On a motion of Councilmember Darby, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5, Nays: 0.

WHEREAS, the Board of Supervisors of Madison County adopted Resolution No. 376-17 on September 12, 2017 designating the improved roads of the County Road System of the County upon which snow and ice removal should be performed; and

WHEREAS, the County Superintendent of Highways was authorized to enter into agreements with the Town for the aforementioned purpose starting October 1, 2017 through April 30, 2018 at rates as specified in the Agreement; and

NOW, THEREFORE BE IT RESOLVED, that the Town Superintendent of Highways of the Town of Hamilton, Madison County be and hereby is authorized and directed to enter into an agreement with the County of Madison to perform snow and ice removal upon the improved County Road System as per attached Agreement.

(ATTACHMENT A)

Mr. Darby asked about what Jason Florenz found out about emergency preparedness. Mr. Florenz said that he spoke with Ted Halpin about it for the town. The town does have an emergency management plan and that we should review it. There was a brief discussion on it. The discussion turned to the radios. Supervisor Shwartz shared that the County is working on changes to improve communications, coordination and staffing to handle emergency services. Supervisor Shwartz suggested that the town set-up some meetings after the 1<sup>st</sup> of the year with the fire departments to coordinate communication between each other. Supervisor Shwartz asked Mr. Florenz to get prices on radio and bring it to the board.

**Town Clerk/Collector - Sue Reymers**

SEPTEMBER	2015	2016	2017	Notes
Total Fees Collected	7,662.00	6,486.50	5,025.00	
Disbursements:				
Town Revenues	1,149.94	1,581.23	879.80	
NYSDEC Hunt/Fish	5,709.86	4,338.87	3,679.35	
NYS Dept of Health	90.00	45.00	45.00	
NYS Ag & Markets	57.00	30.00	25.00	
Mad Co (Landfill)	655.20	491.40	395.85	

**GRANT FUNDING:****DASNY - Valesky: \$100,000 grant for 38 Milford Street**

- They are waiting to hear from us after the referendum to resume the contract process.
- If the project is voted down, then we would have to go back to the sponsor (Valesky & IDC) to get approval for a new scope of work. Once approved, then we would send revised paperwork. If the project is approved, I can move forward with the contract.

**NYS DOS - Magee: \$50,000 grant for 38 Milford Street - Energy Efficiency**

- New deadline is 7/30/2018.
- I will contact if scope of project changes as a result of referendum.

**NYSERDA - Clean Energy Communities Grant - \$50,000**

- Application Deadline is 12/6/2017.
- Goal is to apply for heating unit/heat pump for new town hall.
- Letter for 2 month extension has been drafted.
- New deadline would be 2/6/2018.

**CODES ENFORCEMENT OFFICER**

- Mark Miller has completed the NYS Codes certification program. The certificate is on file in my office and in his Human Resource file.
- Mark and his wife Amy had a baby boy on October 1, 8.8 lbs, William Michael. All are doing well and are at home.

**TAX BILL MEMO**

- Draft will be brought to board at November meeting.
- Tickler - to include info on town services and emergency services.

**Codes Enforcement Officer**

The board reviewed the monthly report. There were two new building permits for a garage and porch, 1 building permit renewal for an addition and renovation, and 1 zoning and demo permit for a major renovation.

**COMMITTEE REPORTS:****SOMAC**

Mr. Holcomb reported that SOMAC is doing well. The last meeting was a couple of weeks ago. Budget process is done and it's all with the towns. The next runs report will be coming soon. Mr. Darby asked if the state is changing how they do reimbursements for treatments provided at the site without transportation. Mr. Holcomb said it sounded familiar but did not know the details. The budget number for SOMAC is about the same as last year, but the proportionate amount between towns is different because the assessments have changed. The Town of Hamilton's went up about \$400. Supervisor Schwartz stated that the town received a 4<sup>th</sup> quarter and final request for funding in the

amount of \$55,000. That will leave a balance of about \$17,000. That is \$17,000 that was taxed that SOMAC did not need. Our agreement states that we are only going to reimburse them for what they actually need. They are doing better than their budget.

At Tuesday's County Board Meeting, they had a special discussion with the committee of the whole including Ted Halpin. They did a presentation on emergency services in Madison County. They shared the current statistics for the first 6 months of this year, including out of the chute times. That is how they evaluate whether you are meeting the basic standard to get out the door (3 minutes or less). SOMAC did very well at 2.16 and last year at this time was 2.33 minutes. Others in the community are not meeting that standard. SOMAC is consistently improving. On a less positive note, they have an emergency management staff person who has been working with emergency services and having meetings regularly to get emergency services organizations to talk about working together, maybe regionalize. They are being met with resistance. Nobody is too interested. The County Manager came to the board and said that if you want to do something about this, to get some cost effective solutions, the board of supervisors is going to have to take the bull by the horns and force municipalities to do something about it. Maybe get a county-wide CON (Certificate of Need) and create a county-wide service. They did that study 3 years ago and they are trying to provide service and business education to all the different services to help them do a better job at delivering services and to run their businesses more effectively. That has been fairly well attended. The study said that the county could get away with 6 ambulances around the county as compared to the 24 units that we have currently. That includes commercial services. What has not been done is to take a study of where people actually need emergency services and the frequency. So where you would have to locate the ambulances to make a county-wide system work. Hopefully in a month or two, they will authorize the second phase of the study which would actually come up with a deployment plan. It would determine how many ambulances, fly cars, etc. to provide quicker service in more remote areas. Mr. Darby asked that it's potentially building new buildings. We would have to spend a lot of money before saving money. Supervisor Shwartz responded that she is not sure if that is the case.

### **Partnership for Community Development**

Mr. Darby reported that the PCD awarded launch grant funds to six businesses. For the Home Improvement grants, they started working on two homes in Hamilton. There is now a waiting list. Clerk Reymers interjected that her neighbor is a recipient of the first time homebuyers and renovation grants and that they are very grateful for the programs. They are a young family that intend to live here a long time and want to get involved in the community. Mr. Darby asked Jody Palmer to report on the farmers. Ms. Palmer reported that the main discussion is using SNAP at the farmers markets and getting people there. However, the costs for SNAP is a problem for farmers, much like

taking a credit card. There was discussion on young farmers and she blew the presentation out of the water. The organic farm was brought up and Ms. Palmer gave the bad news that the organic farming in the past 6 months has crashed. It's not as stable. Mr. Darby asked if it's getting saturated? Ms. Palmer responded yes at the highest level. Not everyone is made to follow the same USDA rules. It's the same fight and struggle with big farms versus small farms. The company that the Palmer's are with are in a good position, they had letters of commitment for 2018 and 2019 that they will not honor that were transitioning. How do we encourage young people to get into it when there is no market? The regulations are so strict and hard.

### **38 Milford Street**

The board reviewed the handout on the building project. One of the things that Mr. Darby wanted to emphasize that if the referendum passes and we proceed with the costs as most recently planned, we would be raising taxes to pay off the building for 10 years, \$75,000 a year. At the same time, under the highway capital replacement plan, we would be raising about \$1.6 million dollars. It's just to put into perspective the investment we are making in the town office compared to what we will and what we have invested in the highway every year. The annual contribution to highway started at \$103,000 and is now at \$129,000. It's just to show that there have been consistent investments that were not made 7 years ago. The roads and equipment show that investment. That does not include the salt shed that we got a lot of grant funding for. The other important part is what it costs for a \$100,000 home, which is \$28.36. On the backside, it has the floor plan. This will be presented at the November 1 info session. Referendum wise, we need to clarify that the people who are voting are registered voters, not owners of property like the ambulance referendum. Clerk Reymers explained that with the ambulance, a special taxing district, different rules applied. For this referendum, it's a special election, similar to a general election. Ms. Palmer asked if you can have absentee ballots. Clerk Reymers said that she spoke to the attorney Steve Jones. The formal resolutions are prepared for tonight. Mr. Jones initial research was that there was not a mechanism for absentee ballots. He is revisiting that and is waiting to hear from Association of Towns to see if there is a possibility. He will let us know as soon as he hears. After the resolutions tonight, the ballot needs to be prepared. We'll know more later on.

### **Comprehensive Plan & Action Plan**

- **Recreation Committee** - Nothing to report.
- **Zoning Revision Committee** - Ms. Rossi shared that they had a committee meeting and reviewed the action plans. Then they took a look at some of the zoning items from the comp plan to get a better handle on them. Nan Stolzenberg is working along on creating a draft of the changes that were suggested from the comprehensive plan and will have a draft for consideration

at the next meeting this month. Ms. Shwartz asked where solar falls into that? Ms. Rossi responded that solar (large scale for off site usage) is one of the action items that is being considered. Nan is crafting language for the committee to consider. For all of the action items, she is writing the language, putting it out there for us to consider just like how the comp plan was done. The committee will review it, make sure it makes sense for our community, maybe tweaking it or editing it and bringing it to the town council to review and then to the public to review. She (Nan) is looking at different models for solar that have been used in different communities including a modal solar ordinance that was put out by City University of NY. The moratorium on solar expires in 1 year.

- **Green Team & Climate Smart Communities (CSC)** - There is a meeting tomorrow morning. The Village of Hamilton is now on-board. They put together a timeline for action items that they will be taking. The ENST class from Colgate is working on the greenhouse gas inventory for the Town of Hamilton, the community not just the municipality. Over the summer, we will potentially be looking at a Climate Action Plan for the town and village. There is some thought that the state is going to start making grant money available for entities that achieve some kind of CSC ranking. We are getting close to achieving bronze, which would put us in line for more money.
- **Clean Energy (CE)**

**OLD BUSINESS:**

**Alternate Members for Planning Board and Zoning Board of Appeals** - Tabled.  
**Charter Communications** - Tabled.

**NEW BUSINESS:**

**Adoption of Proposed Local Law #3 of 2017 "Tax Cap Override"**

**RESOLUTION 2017-116: AUTHORIZING ADOPTION OF LOCAL LAW #3 of 2017**

WHEREAS a resolution was duly adopted by the Town Board of the Town of Hamilton introducing proposed Local Law #3 of 2017 entitled "A Local Law To Override The Tax Levy Limit Established in General Municipal Law 3-c" and scheduling a public hearing on said proposed local law for October 12, 2017, at 6:45 PM at the Village Court House, 60 Montgomery Street, Hamilton, NY to hear all interested parties on said proposed local law, and

WHEREAS notice of said public hearing was duly advertised in the official newspaper of the Town, at least 5 days prior to said public hearing, and

WHEREAS notice of said public hearing was posted in the Town Clerk's office, and

WHEREAS each member of the Town Board received a copy of said proposed local law in final form in accord with the Municipal Home Rule Law, and

WHEREAS the Town Board after due deliberation finds it in the best interest of the Town to adopt said Local Law;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Hamilton hereby adopts, by roll call vote, said local law and designates it as Local Law #3 of 2017 entitled "A Local Law To Override The Tax Levy Limit Established in General Municipal Law 3-c" a copy of which is attached hereto and made a part of this Resolution, and

BE IT FURTHER RESOLVED, that the Town Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Town, to give due public notice of its adoption, and to give due notice of the adoption of said Local Law to the Secretary of State.

**ON MOTION OF Councilmember Darby,  
seconded by Councilmember Holcomb,**

**Shwartz - yes**

**Collins - yes**

**Holcomb - yes**

**Darby - yes**

**Rossi - yes**

### **Referendum Resolutions**

Clerk Reymers went over the logistics handout for the referendum. The county no longer charges for using the machines. It will run from 12-9 at the three voting locations. Ms. Reymers reviewed the basics of the voter roll, affidavit ballots, etc. The county may play a role with affidavit ballots. At the end of the night, the tape and any affidavit ballots is given to the town. The county does not certify the results. We have to work on the final details as we get closer. Ms. Palmer asked about the proposition question and will it be available before the election. Ms. Reymers replied that yes, like the ambulance referendum, a sample ballot will be on the website. The question is in the legal notice, also available at the town office. Clerk Reymers asked the board to take a minute and look over the language of the resolution. Ted Traspez and Steve Jones conferred to make the proposition based on the resolution. Supervisor Shwartz explained that the original resolution passed by the board, we asked for permission to spend \$500,000 for the building. We also voted to borrow \$400,000. That was put out to permissive referendum. There was a notice published in the paper. No one came and petitioned, so the board got authority to do it. That is where the first \$500,000 comes from. Then to get to \$1.1 million, you have to authorize another \$600,000 to be spent. That is where that number comes from. Supervisor Shwartz read aloud and reviewed the proposition. The informational session can have copies of the language. Mr. Darby explained the difference between the first and second resolution had to do with renovations versus new built. Discussion turned to a mailing to inform people. Costs for mailing would be paper and postage. The board decided on a postcard which needs to be mailed in the next couple of days.

**RESOLUTION 2017-117: RESOLUTION SCHEDULING A REFERENDUM ON THE QUESTION OF AN AMENDED AND RESTATED BOND RESOLUTION OF THE TOWN OF HAMILTON, MADISON COUNTY, NEW YORK, ADOPTED ON AUGUST 28, 2017**

WHEREAS the Town Board adopted an AMENDED AND RESTATED BOND RESOLUTION OF THE TOWN OF HAMILTON, MADISON COUNTY, NEW YORK, on August 28, 2017, and

WHEREAS said Resolution was adopted subject to permissive referendum, and

WHEREAS a petition was filed with the Town Clerk on September 14, 2017 containing more than the required number of signatures;

NOW THEREFORE, be it resolved that the Town Board of the Town of Hamilton does hereby schedule a referendum on the question of whether to approve said Resolution which was adopted by the Town Board on August 28, 2017, and it is further

RESOLVED that, as required by law, said referendum shall take place at a special election to be held on Thursday, November 16, 2017 which is not less than 60 days nor more than 75 days after the filing date of the petition; and be it further

RESOLVED that this special election will be held from 12 noon to 9 PM at the following locations:

Election Districts #1 and #2:

Hamilton Public Library, 13 Broad Street, Hamilton, NY;

Election District #3

Earlville Village Clerk's Office, North Main Street, Earlville, NY; and

Election District #4:

Poolville Community Center, 7484 Willey Road, Poolville, NY; and it is further

RESOLVED that the Town Supervisor is authorized to enter into a contract with the County of Madison for use of its voting machines; and it is further

RESOLVED that attached hereto, made a part hereof and labeled as "Attachment A" is a list of the election inspectors appointed by this Resolution to serve at said special election; and it is further

RESOLVED that the Proposition to be voted upon shall be as follows:

**PROPOSITION #1**

An Amended and Restated Bond Resolution adopted by the Town Board of the Town of Hamilton, New York (the "Town") on August 28, 2017 amends and restates a Bond Resolution adopted December 11, 2014 and authorizes the expenditure of an additional \$600,000 for increased Project costs and the issuance of bonds and other obligations to finance all or a portion of the additional costs. The Project consists of the acquisition of a parcel of land located at 38 Milford Street in the Village of Hamilton, New York, demolition of the structure located thereon and the construction and equipping a new Town Hall on the same site, including site improvements, original furnishings, fixtures

and equipment incidental thereto, architectural, legal and engineering fees, and all other necessary costs incidental to such work. The estimated maximum cost of the Project is \$1,100,000. Pursuant to the Amended and Restated Bond Resolution, the Town is authorized to issue up to \$400,000 of serial bonds or bond anticipation notes, including renewals of such notes and is further authorized to levy a tax to pay principal and interest on said obligations and apply, if and when available, state and/or federal assistance available or any revenues available for such purpose from any other source. The plan for the financing the cost of the Project is (i) the use of \$700,000 of available Town funds, (ii) the issuance of up to \$400,000 of serial bonds or any bond anticipation notes, including renewals of such notes, of the Town and (iii) the application of state, federal or charitable assistance available or any revenues available for such purpose from any other source. Under the Local Finance Law, the acquisition portion of the Project has a period of probable usefulness of 25 years.

Shall the **AMENDED AND RESTATED BOND RESOLUTION**  
set forth above, be approved?

Yes \_\_\_\_\_

No \_\_\_\_\_

and it is further

RESOLVED that the Town Clerk publish in the official newspaper, and post, notice of the adoption of this Resolution and an abstract thereof as attached hereto.

**ON MOTION OF Councilmember Darby,  
seconded by Councilmember Collins,**

**Shwartz - yes**

**Collins - yes**

**Holcomb - yes**

**Darby - yes**

**Rossi - yes**

**Concerns of Town Board:**

None.

**Supervisor's Report: Madison County Activities:**

Already covered.

**RESOLUTION 2017-118: Executive Session**

On a motion Councilmember Darby, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5 Nays: 0

Resolved that this Board move into an Executive Session for the purposes of personnel at 8:24 p.m.

**RESOLUTION 2017-119: Return to Regular Session**

On a motion Councilmember Darby, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 5 Nays: 0

Resolved that the Board return to regular session at 9:04 p.m.

**RESOLUTION 2017-120: Policy Update for Highway Personnel Probationary Period**

On a motion of Councilmember Holcomb, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that all new full-time highway employees have a six (6) month probationary period.

**RESOLUTION 2017-121: Policy for Pay Increases for New Highway Employees**

On a motion of Councilmember Rossi, seconded by Councilmember Collins, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the pay increments for newly hired highway personnel are as follows:

- 1) New Hire = \$1.00 less than permanent employees
- 2) After six (6) months probationary period = \$.50 less than permanent employees
- 3) After one (1) year = full rate of pay.

**RESOLUTION 2017-122: Deputy Highway Superintendent Appointments and Pay**

On a motion of Councilmember Collins, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the Highway Superintendent or Town Supervisor appoint a Deputy Highway Superintendent on an as-needed basis and will be paid a sub-pay of an additional regular hour's pay per day (Deputy will be paid for a 9 hour day, rather than an 8 hour day).

**RESOLUTION 2017-123: Health Insurance Buyout Program for Employees Hired before June 1, 2017**

On a motion of Councilmember Darby, seconded by Councilmember Holcomb, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the Health Insurance Buyout Program be as follows:

- 1) All permanent full-time employees hired before June 1, 2017 continue to be eligible for a buyout at 45% of the town's portion of the plan for which they qualify on an annual basis.
- 2) Payout will be quarterly: April, July, October and December 15.

**RESOLUTION 2017-124: Health Insurance Buyout Program for Employees Hired after June 1, 2017**

On a motion of Councilmember Holcomb, seconded by Councilmember Darby, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that the Health Insurance Buyout Program be as follows:

- 1) All permanent full-time employees hired after June 1, 2017 will be eligible for a buyout at a flat rate of \$4,000 annually.
- 2) Payout will be quarterly: April, July, October and December 15.
- 3) Buyout is prorated from the point when an employee becomes eligible.

**RESOLUTION 2017-125: Health Insurance Employee and Employer Contribution Levels**

On a motion of Councilmember Holcomb, seconded by Councilmember Rossi, the following resolution was: ADOPTED: Ayes: 5, Nays: 0

Resolved that for the 2018 calendar year, the health insurance employee and employer contributions are as follows:

- 1) Town will contribute 90% of the plan's premium for which the employee qualifies.
- 2) Employee will contribute 10% of the plan for which they qualify.
- 3) Health Insurance includes: health, dental and vision.

With no further business, on a motion of Councilmember Rossi, seconded by Councilmember Darby, the meeting was adjourned at 9:08 p.m. Carried unanimously.

Respectfully submitted,  
Suzanne K. Reymers  
Town Clerk