

January 21, 2015

The regular meeting of the Amsterdam Town Board was held on January 21, 2015 at Town Hall, 283 Manny's Corners Road, Amsterdam, NY 12010.

Present: Thomas P. DiMezza, Supervisor
Ronald DiCaprio, Councilman
Bart Tessiero, Councilman
Mary Maines, Councilwoman
Kenneth Krutz, Councilman
Charles R. Schwartz, Town Attorney

Others: Patricia J. Montenaro and Larry Rogers.

A public hearing was held at 6:55 p.m. concerning sewer rent law. No public comments. The hearing adjourned.

Supervisor DiMezza opened the meeting at 7:00 p.m. with a salute to the Flag.

Patricia J. Montenaro Maple Avenue, Hagaman recently built a house in Hagaman. She explained she has lived in Texas most of her life but moved back to be near her aging parents.

Ms. Montenaro expressed concern about her meeting with Town Assessors. She states she has no problem paying her fair share of taxes but questioned how some property values are so low for neighboring properties. She was told the reason is the properties have not been re-assessed since 1950's. She states the Town Assessor told her they only reappraise is if someone gets a permit or it would be considered discrimination. She questioned why the Town wouldn't pay \$200,000 to do an appraisal.

Ms. Montenaro hopes this matter can all be resolved before she gets her tax bill for her new house. Ms. Montenaro feels this is illegal.

Supervisor DiMezza asked a few questions and suggested to keep in mind grievance day. He further stated if other houses are similar but lower assessment than you can bring to grievance. Ms. Montenaro expressed concern about other neighboring property values. Supervisor DiMezza said the equalization rate takes care of that. There are many factors.

Ms. Montenaro knows of other processes and court cases. Supervisor DiMezza gave examples of other municipalities who have done reevaluations. Supervisor DiMezza also suggested discussing this with Town Attorney Schwartz. Ms. Montenaro believes this is against the law.

33 Res. APPROVAL OF JANUARY VOUCHERS – ABSTRACT #1

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves payment of January Vouchers# 849-898 and 15-1-15-17 Abstract #1 as follows:

A Fund	\$74,422.90	B Fund	\$27,829.77	DB Fund	\$137,438.61
SS Fund	\$18,267.29	HWD Fund	\$169,729.20	Escrow	\$ 2,315.00

Total Amount \$428,003.77

Sponsored by: Councilman Kenneth Krutz

Seconded by: Councilman Bart Tessiero

ADOPTED-4-AYES-0-NOES

34 Res. APPROVAL OF MINUTES

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves minutes of December 17, 2014 & January 5, 2015.

Sponsored by: Councilman Bart Tessiero

Seconded by: Councilwoman Mary Maines

ADOPTED-4-AYES-0-NOES-1-ABSTAIN (Krutz)

35 Res. ADOPTION OF LOCAL LAW NO. 1 OF 2015 – SEWER RENT LAW

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam adopts Local Law No. 1 of 2015 – Sewer Rent Law.

Sponsored by: Councilman Bart Tessiero

Seconded by: Councilman Kenneth Krutz

ADOPTED-5-AYES-0-NOES

36 Res. APPOINT MEMBER TO CODE OF ETHICS (3 YEAR TERM)

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam appoints William Maines as member to Code of Ethics.

Sponsored by: Supervisor Thomas DiMezza

Seconded by: Councilman Bart Tessiero

ADOPTED-4-AYES-0-NOES-1-ABSTAIN (Maines)

37 Res. RESOLUTION APPROVING JUDICIAL SETTLEMENT SLIMROD VS TOWN OF AMSTERDAM

WHEREAS, by tax grievance action entitled SLIMROD VENTURES against THE ASSESSOR AND THE BOARD OF ASSESSMENT REVIEW OF THE TOWN OF

AMSTERDAM, et. al. Index #2014-0577, petitioner sought a reduction of the real property tax assessment of their Strip Mall Facilities building located at 4908 State Highway 30, Town of Amsterdam, County of Montgomery, State of New York (S.B.L.: 24.20-1-25); and,

WHEREAS, after a review of all relevant documentation, including appraisals, and discussion with the Town of Amsterdam Elected Assessors and attorney for the Greater Amsterdam School District, and in the interest of judicial economy as well as the time, expense and vagaries of litigation, the parties have agreed to resolve the issues herein by judicial settlement; and,

RESOLVED, that the Town of Amsterdam Town Board will settle this matter upon the terms contained within the court documents appended hereto and made a part of this resolution to wit; and,

RESOLVED, that the Town of Amsterdam Town Board hereby agrees to lower the tax assessment from Three Hundred Seventy Five Thousand Dollars (\$375,000.00) to Two Hundred Twenty Thousand Dollars (\$220,000.00), which results in a reduction of One Hundred Fifty Five Thousand Dollars (\$155,000.00) of tax assessment; and,

RESOLVED, that the Town of Amsterdam Town Attorney is authorized to sign any and all documents in furtherance of this judicial settlement.

RESOLVED, that this judicial settlement is conditioned upon acceptance by the members of the Greater Amsterdam School District School Board of Education.

Sponsored by: Councilman Bart Tessiero
Seconded by: Councilman Kenneth Krutz
ADOPTED-5-AYES-0-NOES

Late Items

Supervisor DiMezza reports we had our water tanks inspected and found a problem with the tank on Wallins Corners Road. This has been corrected.

Mr. Rogers of Delaware Engineering reviewed the GIS Mapping with Carl Rust, Water Superintendent.

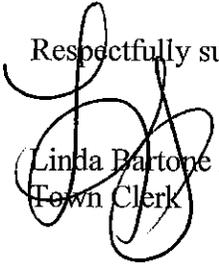
Mr. Rogers also reported the pump station upgrade on Wallins Corners Road is underway. This work is being paid for by the developers.

Supervisor DiMezza also reports that every fund except sewer ended in good shape.

Councilman Tessiero reports he has been trying to visit highway department everyday.

On a motion by Councilman Kenneth Krutz and seconded by Councilman Ronald DiCaprio; the meeting adjourned at 7:12 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'Linda Bartone Hughes', written over the typed name.

Linda Bartone Hughes
Town Clerk