

February 18, 2015

The regular meeting of the Amsterdam Town Board was held on February 18, 2015 at Town Hall, 283 Manny's Corners Road, Amsterdam, NY 12010.

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

Absent: Thomas P. DiMezza, Supervisor

Others: Robert Wojturski and News Media.

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

Robert Wojturski, 778 State Highway 67, Amsterdam requested permission to use the Sanford Stud Farm for the Farmer's Market this year. He mentioned there is a new management team.

In addition, he expressed concern about water drainage at Sanford Farm. It appears the water is coming from shopping center and it floods the lawn due to broken curbing. This should be fixed to correct the problem.

Mr. Wojturski also reports he heard water running into the basement of pump house. There was water running out of a valve. This was reported to Carl Rust and the valve has been turned off.

Mr. Wojturski also reported that the snow blower used on Miami Avenue is broke down. The Highway Department picked it up and is working on repairs.

Lastly, Mr. Wojturski reports the neighbor is pushing snow up against our fence at the cemetery on NYS Route 67. We should check the fence to make sure there are no damages.

38 Res. APPROVAL OF JANUARY VOUCHERS -- ABSTRACT #2

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves payment of January Vouchers# 20-76, Abstract #2 as follows:

A Fund	\$ 33,834.45	B Fund	\$25,156.64	DB Fund	\$56,649.94
SS Fund	\$179,655.97	HWD Fund	\$ 3,436.95	Escrow	\$ 3,618.38

Total Amount \$ 722,444.33

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilman Ronald DiCaprio
ADOPTED-4-AYES-0-NOES

39 Res. APPROVAL OF MINUTES

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves minutes of January 21, 2015.

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilwoman Mary Maines
ADOPTED-4-AYES-0-NOES

40 Res. RESOLUTION TO CHANGE MARCH MEETING DATE TO MARCH 25TH AT 7 PM

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves change of meeting date to March 25th at 7 pm.

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilwoman Mary Maines
ADOPTED-4-AYES-0-NOES

Deputy Supervisor Tessiero noted for the record the Town Board did receive the updated 2015 Highway Inventory List.

41 Res. APPROVE ANNUAL RENEWAL OF MONITORING AND NOTIFICATION AGREEMENT WITH HART ALARM

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves Annual Renewal of Monitoring and Notification Agreement with Hart Alarm for Town Hall and Town Garage.

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilwoman Mary Maines
ADOPTED-4-AYES-0-NOES

The Town received a request to extend the PUD on zoning change. Attorney Schwartz said this would be their second extension due to pump house upgrades and the economic conditions. The Town Board held a discussion and considered to stipulate the extension would be for a one year period. Attorney Schwartz said they could always come back to Town Board with valid reasons. This project went through the whole process. If the PUD expires it would revert back to original zoning. This originally received approval in December 2010.

42 Res. APPROVING PLANNED UNIT DEVELOPMENT (PUD) EXTENSION
ZONE CHANGE WALLINS CORNERS ROAD AND MAPLE AVENUE

BE IT HEREBY RESOLVED, that the Town of Amsterdam approves the Planned Unit Development (PUD) Extension Zone change for Wallins Corners Road and Maple Avenue with stipulation this is a one year extension.

Sponsored by: Councilwoman Mary Maines

Seconded by: Councilman Ronald DiCaprio

ADOPTED-4-AYES-0-NOES

Deputy Supervisor Tessiero reports everyone has received a copy of rules of conduct.

Councilman Krutz asked if we currently have rules of conducts. Town Clerk reports that we have a code of ethics and Highway Contracts for Teamsters.

Councilman Krutz questioned No. 38 stating no firearms or weapons. He is in favor of no firearms but wondered about a jackknife. Deputy Supervisor Tessiero and Councilwoman Mary Maines agreed this would be an exception because it would be a work tool.

Councilman Krutz also questioned No. 40 promoting work stoppage. Councilman Krutz asked if we are in negotiations, do they still have to work. Deputy Supervisor Tessiero asked if he was referring to on specific department. Attorney Charles Schwartz stated this is accordance with agreement.

Councilman Krutz asked if there is an issue, would it be referred to code of ethics. Deputy Supervisor Tessiero stated this would be a personnel issue and would go to Town Supervisor. There is a FOSA form to be used for discipline and positive reinforcement. For example, if Bob Wojturski did something positive then he would receive recognition in his personnel file or we could be a coaching and counseling session. It's basically a set of rules of conduct. There is a process to be reviewed by Town Supervisor or if its personnel with Highway Contract then it would follow their rules.

Councilwoman Mary Maines asked if the Highway Personnel has received this document. Deputy Supervisor Tessiero said no. If passed, a tool box training will be held and everyone will be asked to sign off. Attorney Charles Schwartz reports they have option to take up with Union if they don't choose to sign. The Town Board agreed it's new to the Town but not in workforce. We are basically creating a set of guidelines.

Once adopted, Deputy Supervisor Tessiero will go over every line in document and address all comments. Councilman Krutz mentioned it can be modified. His concern is sometimes he reads deeper into subjects through legal eyes. Deputy Supervisor Tessiero said this is a positive way to open communications. Another employee doesn't have right to say another broke a code of conduct. This is a personnel issue with Town Supervisor.

Councilman DiCaprio expressed concern about a third party witness for issues. Deputy Supervisor Tessiero also stated the Union Shop Stewart has the right to request or deny. Attorney Schwartz added all involved would sign the statements. Councilman Krutz agreed with Ron DiCaprio points on a third party witness.

43 Res. ADOPTION TOWN OF AMSTERDAM RULES OF CONDUCT

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam approves Town of Amsterdam Rules of Conduct.

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilwoman Mary Maines
ADOPTED-4-AYES-0-NOES

Late Items

Councilman Krutz mentioned that Bob Wojturski, Bob Oare and Highway Department have done a great job. They have put in a lot of time and effort. They are a great team. The sidewalks are kept up nicely and people are using them. Councilwoman Mary Maines also mentioned they did an amazing job. Deputy Supervisor Tessiero complimented the team for knowing what needs to be done. This also comes with a cost. The cost of salt for one month was \$40,000 without diesel fuel, overtime and other items.

Deputy Supervisor Tessiero asked Attorney Schwartz to send letter to homeowner on Route 67 adjacent to cemetery.

Deputy Supervisor Tessiero reports we have a security camera to install to cover blind spot.

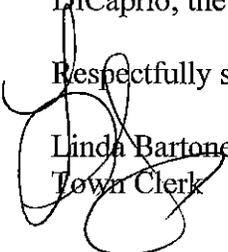
44 Res. AUTHORIZE USE OF SANDFORD FARM PROPERTY TO THE FARMERS MARKET

BE IT HEREBY RESOLVED, that the Town Board, Town of Amsterdam authorizes use of Sanford Farm property to Farmer's Market.

Sponsored by: Councilman Kenneth Krutz
Seconded by: Councilman Ronald DiCaprio
ADOPTED-4-AYES-0-NOES

On a motion by Councilman Kenneth Krutz and seconded by Councilman Ronald DiCaprio; the meeting adjourned at 7:35 p.m.

Respectfully submitted,


Linda Bartone Hughes
Town Clerk

