

STATE OF
NEW YORK
COUNTY OF WARREN
TOWN OF BOLTON
ORGANIZATIONAL MEETING

January 6, 2015

Pledge: Owen Maranville

Organizational Meeting

Supervisor: Ronald Conover
Councilman Robert MacEwan
Councilman: Owen Maranville
Councilmember: Cheryl Bolton (Absent)
Councilmember: Susan Wilson (Absent)
Town Clerk: Jodi Connally
Counsel: Michael Muller

Supervisor Conover called the organizational meeting to order at 7:00 pm.

RESOLUTION #1
MEETINGS

Councilmember MacEwan moved, seconded by Councilmember Maranville establishing the regular Town Board meetings be held on the first Tuesday of each month at 6:30 p.m., except November which will be held on Wednesday, November 4, 2015 at 6:30 pm due to Election Day taking place on Tuesday, November 3, 2015. All in Favor. Motion Carried.

RESOLUTION #2

Councilmember Maranville moved, seconded by Councilmember MacEwan establishing that Roberts Rules of Order be used as a guideline in conducting meetings of the Bolton Town Board. All in Favor. Motion Carried.

RESOLUTION #3
OFFICIAL PUBLICATION

Councilmember MacEwan moved, seconded by Councilmember Maranville designating the Post Star the official publication for the Town of Bolton for 2015. All in Favor. Motion Carried.

RESOLUTION #4
DEPOSITORY FOR FUNDS

Councilmember Maranville moved, seconded by Councilmember MacEwan designating TD Bank, Bolton Branch, and Glens Falls National Bank & Trust Co. be the official depositories for all Town funds for 2015. All in Favor. Motion Carried.

RESOLUTION #5
INVESTMENT POLICY

Councilmember MacEwan moved, seconded by Councilmember Maranville continuing the Town of Bolton investment policy for 2015. All in Favor. Motion Carried.

RESOLUTION #6
PROCUREMENT POLICY

Councilmember Maranville moved, seconded by Councilmember MacEwan to continue the Town of Bolton procurement policy for 2015. All in Favor. Motion Carried.

RESOLUTION #7
DRUG FREE WORK PLACE POLICY

Councilmember MacEwan moved, seconded by Councilmember Maranville to continue the Town of Bolton Drug Free Work Place Policy for 2015. All in Favor. Motion Carried.

RESOLUTION #8
WORK PLACE VIOLENCE POLICY

Councilmember Maranville moved, seconded by Councilmember MacEwan to continue the Town of Bolton work place violence policy for 2015. All in Favor. Motion Carried.

RESOLUTION #9
SEXUAL HARASSMENT POLICY

Councilmember MacEwan moved, seconded by Councilmember Maranville to continue the Town of Bolton work place sexual harassment policy for 2015. All in Favor. Motion Carried.

RESOLUTION #10
CODE OF ETHICS

Councilmember Maranville moved, seconded by Councilmember MacEwan to continue the Town of Bolton Code of Ethics for 2015. All in Favor. Motion Carried.

RESOLUTION #11
TRAVEL EXPENSE FOR TOWN BUSINESS

Councilmember MacEwan moved, seconded by Councilmember Maranville establishing that upon proper authorization expenses incurred by Town employees and officials for Town business including meals, lodging, parking, highway tolls and use of personal vehicle will be reimbursed. Utilization of personal vehicle for authorized travel

during 2015 will be reimbursed at such rate as determined by the Internal Revenue Service (.575 cents per mile for 2015). All in Favor. Motion Carried.

Supervisor Conover brought to the Boards attention the change in vacation time carry over and the provision for permanent part time positions.

RESOLUTION #12

NON-UNION EMPLOYEE POLICIES

VACATIONS, SICK LEAVE, PERSONAL LEAVE, HOLIDAYS

Councilmember Maranville moved, seconded by Councilmember MacEwan that an employee must work 32½ hours per week to be considered full time and eligible for the following benefits: Each full time employee shall earn sick leave credit at the rate of one day per month (12 days per year). A maximum of 150 days may be accumulated. At retirement eligible employees have options on use of accumulated sick time: A cash payment may be made at 1/10th their rate of pay to the extent of their credited sick leave or accumulated sick leave may be applied toward additional service credits for retirement (according to section 41J of New York State Retirement System rules).

Each full time employee shall be granted five days of personal leave per year as of January 1st of each year, or prorated if hired after January 1st. If unused in a calendar year, there shall be no accrual to the following year. Each full time employee shall be granted 12 paid holidays per calendar year with Lincoln’s Birthday and Election Day being designated as floating holidays. The holidays are: Martin Luther King, Lincoln’s Birthday; President’s Day; Memorial Day, Independence Day, Labor Day; Columbus Day; Elections Day, Veteran’s Day, Thanksgiving, Christmas; New Years (vacation days that fall on a Saturday are taken on Friday and those that fall on Sunday are taken on Monday). Permanent part time positions that average 20 or more hours per week, for the Town of Bolton will be compensated for any paid holiday, provided that the holiday is a regularly scheduled work day. All in Favor. Motion Carried.

A full-time employee is credited with two floating holidays each January 1. A newly hired full-time employee will be granted two floating holidays if the employee’s date of hire is prior to April 1, or one floating holiday if the date of hire is prior to July 1, or no floating holidays if the date of hire is July 1 or later. Only one floating holiday may be used during the first half of the calendar year, and only one floating holiday may be used during the second half of the calendar year. Unused floating holidays are forfeited. Employees must be employed for one year for vacation purposes. Vacations to be granted as follows:

- After 1 year - thru 5 years - 10 days vacation
- 6 years - thru 11 years - 15 days vacation
- 12 years - thru 17 years - 20 days vacation
- 18 years and longer - 25 days vacation

Vacations will be credited on anniversary date of employment. All employees shall be allowed to carry over 2 weeks (10 days) vacation time for no more than a 6 month period from their anniversary date. Unused vacation time in excess of 2 weeks (10 days) provided for above shall be automatically forfeited. No more than ten days of continuous

vacation time may be taken unless approved by the department head and the Town Supervisor. All in Favor. Motion Carried.

RESOLUTION #13

Councilmember MacEwan moved, seconded by Councilmember Maranville to continue our policy to maintain and purchase municipal insurance to defend and indemnify the municipality and its employees and IT IS HEREBY RESOLVED and it is a continuing and stated policy that the Town of Bolton shall to the fullest extent permitted by law legally defend any town board member and every (paid or unpaid) volunteer member of any town committee, zoning board of appeals, planning board, local development corporation, town agency or town sponsored organization from any and all civil claims, suits and controversies arising from or by virtue of any alleged act or omission arising out of authorized activities undertaken by such person(s) for or on behalf of the Town of Bolton and indemnify such person(s) for the payment of any assessment of monetary damages arising there from. The Town of Bolton's duty to defend and indemnify shall not apply to any alleged intentional tort or criminal activity. All in Favor. Motion Carried.

RESOLUTION #14

Councilmember Maranville moved, seconded by Councilmember MacEwan to designate the Town Hall meeting room and the court room as the polling places for District #1 and for District #2. All in Favor. Motion Carried.

SUPERVISOR'S APPOINTMENTS

Deputy Supervisor: Councilman Robert MacEwan
Secretary/Bookkeeper to Supervisor: Mariann Roberts-Huck

RESOLUTION #15

ELECTED OFFICIALS SALARIES

Councilmember Maranville moved, seconded by Councilmember MacEwan to designate the following salaries for elected officials:

- Supervisor: Ronald Conover \$29,601.
- Councilpersons: Robert MacEwan, Owen Maranville, Susan Wilson, Cheryl Bolton at \$4,482 each
- Justices: Edward Stewart, Harry Demarest \$12,291. each
- Highway Superintendent: William Sherman \$54,655.
- Town Clerk: Jodi Connally \$37,041.

All in Favor. Motion Carried.

RESOLUTION #16

SALARIES OF BOARD APPOINTMENTS

Councilmember MacEwan moved, seconded by Councilmember Maranville to authorize the following appointments and salaries:

- Deputy Supervisor: Robert MacEwan \$882
- Assessor: \$33.79 per hour
- Assessor Clerk & Deputy Town Clerk: \$15.16 per hour
- Secretary/Bookkeeper: \$40,923; Secretary Bookkeeper #2 \$20.93 per hour
- Counsel: \$56,918
- Minute Taker Clerk: \$9,910
- Budget Officer: Ronald Conover \$0
- Assistant Budget Officer, Training Officer, Benefits Administrator \$4,096
- Tax Collector/Water & Sewer/ Registrar of Vital Statistics: \$9,925
- Deputy Tax Collector/Water and Sewer/Registrar of Vital Statistics \$4,096
- Deputy Town Clerk/Tax Collector: \$38,237; Deputy Clerk #3 \$12.81 per hr.
- Sewer Plant Operator: \$22.02 per hour
- Assistant Sewer Plant Operator: \$16.18 per hour
- Water Plant Operator: \$24.03 per hour
- Assistant Water Plant Operator: 18.87 per hour
- Parks/Bldg/Grounds Foreman: \$20.74 per hour
- Parks/Bldg/Grounds Laborers: #1 \$15.68 per hour, Laborer #2 \$12.92 per hour, Laborer #3 \$12.60 per hour; Laborer #4 12.53.
- Police Officers: Officer #1: \$30,000 per year, Officer #2 \$18.15 and Officer #3 \$16.74 per hour; Officer #4 \$17.08 per hour / Court Officer \$50.00
- Dog & Animal Control Officer: \$6,656
- Town Historian: \$1,193
- Health Officer: \$1,532
- Justice Court Clerk \$29,111; Court Clerk #2 15.79 per hour
- Zoning Administrator: \$41,981 plus \$21.44 per hour for meetings
- Code Enforcement Officer:: \$36,148 plus \$18.47 per hour for meetings
- School Crossing Guards: \$17.68 per hour
- Transfer Station: Attendant #1 \$15.16 per hour; Attendant: #2 \$12.92 per hour Attendant #3 \$11.85 per hour
- Park Attendants: Attendant #1 \$13.02 per hour plus \$300; Park Attendant: #2 \$11.79 per hour; Park Attendant #3 \$11.54
- Recreation Director: \$24.73 per hr, Assistants: \$13.72 per hour
- Engineer: Tom Nace \$70.00 per hr. (on an as needed basis)
- Summer Gardner: 1 @ \$12.58 per hr
- Planning Board/Zoning Board of Appeals Members \$50 per meeting
- Board of Assessment Review members: \$200 each, Chairman \$250
- All Temporary Employees: \$11.54 per hour; (excluding Recreation Department Summer Seasonal employees which are determined on an annual basis at time of employment).

All in Favor. Motion Carried.

RESOLUTION #17

Councilmember Maranville moved, seconded by Councilmember MacEwan to authorize the Supervisor of the Town of Bolton enter into the following contracts and or payments for 2015.

- Bolton Free Library: \$47,500.
- Bolton Chamber of Commerce \$20,000.
- American Legion: \$1,000.
- Bolton Emergency Medical Services, Inc.: \$138,470. plus \$10,000. for equipment fund
- Bolton Senior Citizens: \$12,000.
- Bolton Historical Society: \$13,187.
- Warren County, Up Yonda Farm \$20,000.
- Adirondack Dust Busters: \$15,366.

LIASONS

- Councilman MacEwan: Recreation Commission, Transfer Station, Insurance, Fire, Rescue, Water
- Councilmember Wilson: Planning/Zoning, Zoning Enforcement, Storm Water, Senior Citizens, Health Center, Bolton Library, Conservation Park
- Councilmember Bolton: Sewer, Town Clerk, Personnel, Parks, Animal/Dog Control
- Councilman Maranville: Assessor, Police, Justice Court, Highway, Parliamentarian

Supervisor Conover stated that these liaisons do a very important job for the Town.

INSURANCE COVERAGE

Insurance coverage for the Town of Bolton is with Marshall & Sterling Upstate Inc. and as Officials we must state if we have our personal insurance with them.

Supervisor Conover: No

Councilman Owen Maranville: No

Councilman Rob MacEwan: No

Councilmember Susan Wilson: Absent

Councilmember Cheryl Bolton: Absent

RESOLUTION #18

Councilmember MacEwan moved, seconded by Councilmember Maranville to appoint the following individuals to the Conservation Park Advisory Committee for 2015.

- Milo Barlow
- Barry Kincaid
- Ted Caldwell
- Kevin Kershaw
- Wendy Burkowski
- Susan Wilson (Town Board Liaison)

All in Favor. Motion Carried.

Supervisor Conover explained to the Board that this insurance will be changing in the not too distant future.

RESOLUTION #19

HEALTH INSURANCE

Councilmember Maranville moved, seconded by Councilmember MacEwan that all eligible full time employees of the Town have paid health insurance under CDPHP EPO Health Insurance Plan or such other health insurance plan as approved by the Town Board and that all full time employees will be required to pay 25% of the cost of such plan. Employees who work 32½ hours per week and are employed on an annual basis and the Town Supervisor are eligible for health insurance benefits. Employees that are employed as full time employees for part of a year and employed for the remainder as part time (not seasonal) are eligible to receive the health care benefit on a prorated basis (based on full time employment). In addition each participating full time employee is eligible to receive a \$1,000 health-care reimbursement account (HRA) per household for reimbursement of medical expenses. Employees that are employed on an annual basis and work part of the year as full time are eligible to receive the HRA on a prorated basis.

Part time employees that work at least 20 hours per week on an annual basis (not seasonal employees) are eligible to participate in the Town health insurance benefit program provided such employee pays 100% of the cost of the health insurance plan premium. No health care reimbursement account will be provided for medical expense reimbursement for part time employees.

Eligibility for paid benefits commences after a three-month probationary period. Eligible full time employees who are not covered by the Town's insurance and have alternate coverage who elect out of such benefit shall receive \$1200 per year, paid in the first payroll of December each year. Full time employees that work part of a year as full time are eligible to receive this payment on a prorated basis.

Only full time employees who work full time on an annual basis (minimum 1690 hours annually) and who retire from the Town of Bolton are eligible to receive retiree health insurance benefits. The employee must have completed ten (10) years of service with the Town and hired prior to December 31, 2008 and retire from the Town to receive this benefit. Employees hired after January 1, 2009 must have completed twenty (20) years of continuous full time service with the Town and retire from the Town of Bolton to receive this health benefit. Retirees will be responsible for 25% of the cost of any employee, employee and dependent or family health insurance premium. In addition the retiree is eligible to participate in the health care reimbursement program for medical expenses at an amount not to exceed \$1,250 per household for the MVP program and \$1,400 per household for the CDPHP Medicare Choice program.

Should a retiree predecease the spouse the health insurance benefit shall be afforded to the surviving spouse providing that the surviving spouse was covered by the health insurance benefit on the retiree's date of retirement and further the spouse continues to be

responsible for 25% of the cost of the premium. Any retiree and or spouse that changes residency outside of the health care service area provided for in the plan is eligible to receive reimbursement for the cost of a comparable health program provided that the cost of such health program does not exceed what the Town would otherwise have paid had the retiree remained within the service area. This reimbursement includes health care reimbursements as established and modified from time to time by the Town Board.
All in Favor. Motion Carried.

RESOLUTION #20

PHYSICAL EXAMINATIONS

Councilmember Maranville moved, seconded by Councilmember MacEwan: It is the policy of the Town of Bolton to require that employees who may operate any municipal motor vehicles, heavy machinery or power equipment as part of their Town employment shall undergo a physical examination every two years for purposes of determining their physical capabilities to safely operate Town motor vehicles, heavy machinery and power equipment. At the sole discretion of each employee, employees shall have the right to decide whether to use his/her own personal physician to conduct the physical examination or to have the physical exam performed by a Town selected physician or qualified medical professional. In either instance the Town will pay for the cost of the examination. Further and notwithstanding any municipal exemption specified in law, rule or regulation, it is the policy of the Town of Bolton that with respect to any town employee who as part of their town employment may operate any motor vehicle that requires the operator of such vehicle to hold a valid class of commercial NYS operator's license (CDL) that such individual shall be required to regularly pass a medical examination and meeting the requirements for operation of such vehicle as a CDL driver for the sole purpose of determining their physical capabilities to safely do so and such examination shall require the licensed medical examiner to issue a certification that the town employee as a CDL driver is physically capable as satisfying all requirements specified in state and federal rule and regulation for such CDL license.

All in Favor. Motion Carried.

RESOLUTION #21

OCCUPANCY TAX ADVISORY COMMITTEE

Councilmember MacEwan moved, seconded by Councilmember Maranville to appoint the following to the Occupancy Tax Advisory Committee:

Willie Bea McDonald, Chairperson

Heidi Hess

Joe DiNapoli

Elaine Brown

John Famosi

Ron Conover, Supervisor

All in Favor. Motion Carried.

RESOLUTION #22

CELL PHONES

Councilmember MacEwan moved, seconded by Councilmember Maranville:

It is the policy of the Town of Bolton to reimburse quarterly the following positions at a rate of \$25 per month for personal cell phone use relating to the conduct of official Town business: Supervisor, Highway Superintendent, Deputy Highway Superintendent, Parks Foreman, Police Officers, Sewer Plant Manager, and Water Plant Manager. All in Favor. Motion Carried.

Councilmember Maranville inquired if there were any other personnel that should be compensated for cell phone use. Supervisor Conover stated that the Secretary/Assistant Bookkeeper uses her cell phone on a regular basis for work related issues, between texting and phoning personnel, updating the website and updating his work calendar and he would like to see her added to the list.

RESOLUTION #23

Councilmember Maranville moved, seconded by Councilmember MacEwan moved to amend Resolution #22 to include the Bookkeeper and Secretary/Assistant Bookkeeper. All in Favor. Motion Carried.

RESOLUTION #24

SAFETY EQUIPMENT

Councilmember Maranville moved, seconded by Councilmember MacEwan moved:

It is the policy of the Town of Bolton to provide safety equipment to its employees including but not limited to safety boots, gloves, reflective coats, as examples. All safety equipment must be purchased in accordance with Town procurement policies. All in Favor. Motion Carried.

RESOLUTION #25

Councilmember MacEwan moved, seconded by Councilmember Maranville to appoint Jodi Connally as Registrar of Vital Statistics and Wanda Cleavland as Deputy Registrar of Vital Statistics. All in Favor. Motion Carried.

Councilmember Maranville inquired what these positions entailed. Supervisor Conover stated that they were required by state law.

RESOLUTION #26

Councilmember MacEwan moved, seconded by Councilmember Maranville to adjourn the 2015 organizational meeting. All in Favor. Motion Carried.