

PROPOSED TOWN BOARD AGENDA (SUBJECT TO CHANGE)
September 26, 2012 at 7:00 P.M.
Butler Memorial Hall

I. MINUTES

- A. September 12, 2012

II. PRESENTATIONS (Resident Comments)

- A. ESI presentation by Doug Peterson

**III. REPORTS OF TOWN OFFICIALS BY STANDING COMMITTEE
CHAIRPERSON**

- A. Parks & Recreation Committee – Councilman Reynolds
 - 1. Recreation Center Ice Agreements for 2012-13 Season
- B. Town Clerk
 - 1. Oneida Co. Assn of Towns Qtrly business meeting, Forestport, Oct 16
- C. Public Works & Sewer Committee – Councilman Reynolds
 - 1. Refund bid security deposits on 2012 Ford Pick-up delivered to Town

IV. REPORTS OF SPECIAL COMMITTEES

**V. MATTERS SUBMITTED BY COUNCILMEN / ATTORNEY /
DEPUTY SUPERVISOR**

VI. MATTERS SUBMITTED BY TOWN SUPERVISOR

- A. Financial and other routine reports
 - 1. Finance Director report
 - 2. Introduction Local Law re Sale and Possession of Synthetic Drugs
 - 3. Penalties for dog licenses
 - 4. Police Barracks – Kellogg Road Community Center
 - 5. Windmill legislation
 - 6. Police Commission – selection of Chairperson
 - 7. Budget update - timeline
- B. Miscellaneous communications
- C. Unfinished Business
- D. New Business

ONEIDA COUNTY ASSOCIATION OF TOWNS

OCTOBER 2012 MEETING

TUESDAY: OCTOBER 16, 2012

BUFFALO HEAD RESTAURANT: FORESTPORT, NY

SPEAKER: River Street Planning & Development, Margaret Irwin and Monica Ryan, Speaking on the Importance of Towns and Villages on having a strong Zoning Ordinance and Comprehensive Plan

Cash Bar at 5:30 PM and Dinner will be served at 6:00 PM Family Style to include:

Steak and Baked Chicken

Potato

Vegetable

Salad

Roll and Butter

Coffee and Tea

Apple Crisp

Cost per person is \$20.00

Reservations to Gina LaMonte 315 839-5678 x 7 or

paristowncodesofficer@frontiernet.net no later than October 9, 2012

Make checks payable to Buffalo Head Restaurant

While we encourage you to join us, you are responsible for all reservations made.

Please distribute to all Interested officials (Only one copy is mailed to each Town Clerk)

THIS IS BEING MAILED EARLY DUE TO THE RSVP IS DUE BY Oct. 9, 2012 wanted to make sure each town had a chance to present at their town board meetings.

RECEIVED

SEP 10 2012

TOWN OF NEW HARTFORD
TOWN CLERK

10:30AM
SLB

BID OPENING FOR 1 Pick-up Truck 4X4 and Snow Plow
Tuesday, August 07, 2012 at 11:00 AM
TOWN CLERK'S OFFICE
BUTLER MEMORIAL HALL
NEW HARTFORD, NEW YORK

TOWN OFFICIALS PRESENT: Town Clerk Gail Wolanin Young, CMC/RMC

Deputy Clerk II Ruth A Irwin

Highway Superintendent Richard Sherman

At 11 A.M. the Town Clerk commenced the Bid Opening with the presentation of the Advertisement to Bidders for the purchase of one (1) new pick-up truck 4x4 and snow plow, together with the Affidavit of Posting and the Proof of Publication from the Observer Dispatch (published July 12, 2012). *The Town Clerk announced that three (3) bids were submitted.* The Town Clerk then opened the following bids:

1. Van Bortel Ford
71 Marsh Rd
East Rochester, NY 14445

Bid Amount – (Pick-up truck) \$22,017.53

Total Cost to the Town (including snow plow): \$26,500.00

Certified Check \$1,825.00

Non-Collusive Bidding Statement: Completed

Delivery Date: Estimated 90 to 150 days after bid award (based on assumed award date of 8/10/12)

Notes: Quote on 2012 F350

2. West Herr Ford
PO BOX 1998
Blasdell, NY 13219

Bid Amount – (Pick-up Truck) \$22,347.00

Total Cost to the Town (including snow plow): \$26,772.00

Certified Check - \$2,245.95

Non-Collusive Bidding Statement: Completed

Estimated Delivery Date: 3-4 Weeks

Notes: Quote on “2012 F7250 Ford, Western Plow”

3. Steet – Ponte Ford
PO BOX 250
5074 Commercial Dr
Yorkville, NY 13495

Bid Amount – (Pick-up Truck) \$21,998.00

Total Cost to the Town (including snow plow): \$26,628.00

Certified Check: \$1,331.40

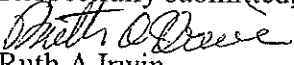
1,331.40

Non-Collusive Bidding Statement: Complete

Estimated Delivery Date: 2 weeks

Notes: quote on 2012 Ford F350

The Bid Opening was adjourned at 11:09 A.M.

Respectfully submitted,

Ruth A Irwin
Deputy II

LOCAL LAW ___ OF 2012 AMENDING CHAPTER 57 OF THE
TOWN OF NEW HARTFORD CODE BY ADDING ARTICLE II
TO PROHIBIT THE SALE AND POSSESSION OF SYNTHETIC DRUGS
AND OTHER SIMILAR SUBSTANCES OR COMPOUNDS

WHEREAS, the Town of New Hartford, among municipalities nationwide, has experienced and encountered businesses selling products containing synthetic alternatives to the active ingredient of marijuana, or tetrahydrocannabinol ("THC"), or other similar substances, hereinafter collectively as "Synthetic Drugs" and/or have encountered the effects of said substances on persons who use same; and

WHEREAS, in recent months, the New Hartford Police Department has experienced health, safety and other crime-related issues that are affecting both the adult and juvenile population of the Town, which said issues include, but are not limited to cases where emergency medical attention and/or the intervention of the New Hartford Police Department is necessary to prevent serious injury to the person(s) who has/have ingested a Synthetic Drug or injury to people who encounter a person(s) who has/have ingested a Synthetic Drug; and

WHEREAS, the United States Drug Enforcement Administration, has noted the increase in use of Synthetic Drugs by various demographic groups and the adverse effects said Drugs have on persons who use same, which include, but are not limited to: personal injuries, agitation, anxiety, nausea, vomiting, tachycardia, elevated blood pressure, tremors, seizures, hallucinations, paranoid behavior, non-responsiveness serious medical issues (such as loss of organ function and comas) and death; and

WHEREAS, generally speaking, despite the dangers posed by Synthetic Drugs, said substances or compounds have not yet been categorized as illegal under Federal law; and

WHEREAS, in recent weeks the State of New York, through the New York Commission of Health, has prohibited the sale of Synthetic Drugs within New York State; and

WHEREAS, the Chief of the New Hartford Police Department, has determined that, despite the ban on the sale of Synthetic Drugs within the State of New York, people will continue to be able to obtain and use Synthetic Drugs – primarily via the Internet-such that the adverse effects of said Drugs-both on that use, as well as to those who encounter people under the influence of said Drugs - will continue to adversely impact the health, safety and well-being of the citizens of the Town of New Hartford, and

WHEREAS, the Chief of the New Hartford Police Department is of the opinion that the health, safety and well-being of the citizens of the Town of New Hartford is furthered by banning the sale and possession of synthetic cannabinoids and other similar synthetic substances because, despite the sale of said Drugs being banned by the State of New York, the Drugs will still be obtainable – primarily – via the Internet, such that the possession of the Synthetic Drugs will continue to have adverse impacts on the community; now therefore

Chapter 57 Article II Synthetic Drugs

57-11 – Definitions

- A. 1-Pentyl-3-(1-naphthoyl) indole; some trade or other names: JWH-018; or
- B. 1-Butyl-3-(1-naphthoyl) indole; some trade or other names: JWH-073; or
- C. 1-[2-(4-morpholinyl) ethyl]-3-(1-naphthoyl) indole; some trade or other names: JWH-200; or
- D. 5-(1.1-dimethyloctyl)-2-[1R,3S]-3-hydroxycyclohexyl[-phenol]; some trade or other names: CP-47, 497; or
- E. 5-(1.1-dimethyloctyl)-2-[1R,3S]-3-hydroxycyclohexyl]-phenol; some trade or other names: cannabicyclohexanol; CP-47, 497 C8 homologue; or
- F. 4-methylmethcathinone (Mephedrone).
- G. 3, 4-methylenedioxypropylone (MDPV).
- H. Any substance prohibited in an Order for Summary Action in the Matter of the Sale and Distribution of Synthetic Cannabinoids issued by the New York State Department of Health dated March 28, 2012 and any similar Order subsequently issued by the State of New York Department of Health.
- I. Any synthetic drug analog which shall mean a substance.
 - a. The chemical structure of which is substantially similar to the chemical structure of a Synthetic Drug as described above.
 - b. Which has a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or

hallucinogenic effect on the central nervous system of a Synthetic Drug as described above.

- c. With respect to a particular person, which such person represents or intends to have a stimulant, depressant, or hallucinogenic effect on the central nervous system that is substantially similar to or greater than the stimulant, depressant, or hallucinogenic effect on the central nervous system of a synthetic drug as described above.

57-8 No person shall sell, offer for sale, give away, barter, exchange or otherwise furnish or provide any Synthetic Drug in the Town of New Hartford.

57-9 No person shall be in the possession of any Synthetic Drug within the Town of New Hartford, New York, unless said synthetic Drug is expressly prescribed to said person by a physician, psychiatrist or person otherwise duly licensed and authorized to prescribe medication within the State of New York, and at the time of the alleged violation, the person in possession of the Synthetic Drug is able to provide written proof to the law enforcement officer(s) that the Synthetic Drug was so prescribed

57-10 Any person who violates any of the requirements of this Section or any regulation promulgated hereunder shall be subject to the fines and/or penalties set forth in the Town of New Hartford Code. With regard to the sale of Synthetic Drugs, each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.