**RESOLUTION 2019-#01**

**TOWN RESOLUTION 2019-#01: The Town Board approves the 2019 Organizational Chart/Bi-Laws.**

**WHEREAS: AT A REGULAR MEETING OF THE TOWN BOARD OF ROSEBOOM, COUNTY OF OTSEGO, STATE OF NEW YORK, AT THE SOUTH VALLEY FELLOWSHIP HALL, RTE 165, SOUTH VALLEY, NY 13320, AT 6:30 PM ON THE 10th DAY OF JANUARY 2019.**

**A *MOTION* was made by Councilperson VanDewerker and seconded by Councilperson Schecter to accept the Resolution 2019- #01 Organizational Meeting to include 2019 Wage Resolution-1a, the 2019 Official Depository/Financial Institution/Fiscal Officer Resolution-1b, the 2019 Prior Written Notice of Defective Conditions Resolution-1c, and the 2019 Organizational Meeting minutes as read.**

**Approved: \_\_\_\_\_\_\_\_Yes \_\_\_\_\_\_\_\_\_\_\_ No**

**SUPERVISOR: Patti Gustafson \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**COUNCIL PERSON(S) Curtis VanDewerker \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Allegra Schecter \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Charles Diamond II \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Daniel Gage \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**TOWN CLERK Erin Seeley \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SEAL**

**WAGE RESOLUTION 2019 -01 (a)**

**WHEREAS: AT A REGULAR MEETING OF THE TOWN BOARD OF ROSEBOOM, COUNTY OF OTSEGO, STATE OF NEW YORK, AT THE SOUTH VALLEY FELLOWSHIP HALL, RTE 165, SOUTH VALLEY, NY 13320, AT 6:30 PM ON THE 10th DAY OF JANUARY 2019.**

**RESOLVED: PURSUANT TO THE AUTHORITY OF THE TOWN BOARD IN COMPLIANCE WITH TOWN LAW SECTION 120 IT IS HERE BY RESOLVED TO ADJUST THE HOURLY EMPLOYEES RATE BY EXPERIENCE FOR EACH EMPLOYEE NOT TO EXCEED $16.65 PER HOUR FOR THE YEAR 2019. THIS RESOLUTION IS EFFECTIVE AS OF JANUARY 1, 2019.**

**DEPUTY SUPERINTENDENT RATE $ 16.65/hour**

**I, CURTIS VANDEWERKER, OFFERED THE WAGE RESOLUTION AND MOVED FOR ITS ADOPTION.**

**I, ALLEGRA SCHECTER, SECONDED THE MOTION FOR THE WAGE RESOLUTION EFFECTIVE JANUARY 1st 2019.**

**DULY PUT TO VOTE WHICH RESULTED AS FOLLOWS: AYES: \_\_\_\_\_\_ NAYS: \_\_\_\_\_\_**

**ADOPTED THIS 10th DAY OF JANUARY 2019 as Resolution 2019-01(a).**

**SUPERVISOR: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Patti Gustafson**

**COUNCILPERSON: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Curtis VanDewerker**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Allegra Schecter**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Charles Diamond**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Daniel Gage**

**TOWN CLERK: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SEAL**

**Erin Seeley**

**RESOLUTION 2019-01 (b)**

**OFFICIAL DEPOSITORY / FINANCIAL INSTITUTION / FISCAL OFFICER**

**WHEREAS: AT A REGULAR MEETING OF THE TOWN BOARD OF ROSEBOOM, COUNTY OF OTSEGO, STATE OF NEW YORK, AT THE SOUTH VALLEY FELLOWSHIP HALL, RTE 165, SOUTH VALLEY, NY 13320, AT 6:30 PM ON THE 110h DAY OF JANUARY 2019 and;**

**WHEREAS: the Town of Roseboom is required to manage matters of fiscal nature and;**

**WHEREAS: the Town Supervisor is the Fiscal Officer for the Town and and;**

**WHEREAS: the assignment of the Town financial institution and fiscal powers granted to the Fiscal Officer or Agent of the town are established by Town Resolution and;**

**BE IT RESOLVED: PURSUANT TO THE AUTHORITY OF THE TOWN BOARD IN COMPLIANCE WITH TOWN LAW IT IS HERE BY RESOLVED THAT the Roseboom Town Board establishes NBT Bank of Cherry Valley, NY as the Financial Institution of the Town and authorizes the Town Supervisor, and his/her successor, the power to conduct fiscal matters and transactions necessary for the functioning of the town to include but not limited to:**

**Financial Transactions, establishment of checking, savings, and investment accounts, signatory authority for the establishment and servicing of town financial obligations.**

**The attached NBT Bank documents/resolution obtained from the financial institution are hereby also incorporated into this resolution.**

**I, CURTIS VANDEWERKER, OFFERED THE OFFICIAL DEPOISITORY/FINANCIAL INSTITUTION/FISCAL OFFICER RESOLUTION AND MOVED FOR ITS ADOPTION.**

**I, ALLEGRA SCHECTER, SECONDED THE MOTION FOR OFFICIAL DEPOISITORY / FINANCIAL INSTITUTION/FISCAL OFFICER RESOLUTION EFFECTIVE JANUARY 1st 2019.**

**DULY PUT TO VOTE WHICH RESULTED AS FOLLOWS: AYES : \_\_\_\_\_ NAYS : \_\_\_\_\_**

**ADOPTED THIS 10th DAY OF JANUARY 2019 as Resolution 2019-01(b)**

**SUPERVISOR: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Patti Gustafson**

**COUNCILPERSON: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Curtis VanDewerker**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Allegra Schecter**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Charles Diamond**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Daniel Gage**

**TOWN CLERK: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ SEAL**

**Erin Seeley**

**PRIOR WRITTEN NOTICE OF DEFECTIVE CONDITIONS**

**TOWN OF ROSEBOOM**

RESOLUTION ADOPTED: 1997

READOPTED: JANUARY 2019

Resolution 2019- 01(c)

SECTION 1:

Short Title and Application – This resolution shall be known as the Prior Written Notice of Defective Conditions of Property within the Town of Roseboom.

SECTION 2:

Policy Statement – Where claims for bodily injury or damage to property are asserted against the Town of Roseboom, arising out of alleged defective conditions of said property and roads owned by, or in the care, custody or control of the Town of Roseboom, adequate notice to the Town of Roseboom of any such conditions is of substantial importance to allow the Town of Roseboom the opportunity to investigate and correct any such conditions if found to exist. The Town Board considers it to be important that such prior notice be in writing. Whether the Town has received actual or constructive notice of such alleged defective conditions is often a question of fact which can lead to uncertainty and possible unwarranted finding of liability against the Town of

Roseboom. It is the purpose of this resolution to require the notice of Defective Conditions of Town property be given to the Town before seeking damages.

SECTION 3:

Written Notice – No civil action shall be maintained against the Town of Roseboom, its officers or employees for personal injury, including death, or damages to property related to, caused by, resulting from or arising out of any property owned by the Town of Roseboom, or property in the care, custody or control of the Town of Roseboom being defective. The Town of Roseboom shall have been given written notice of the alleged condition complained of and shall have failed or neglected within a reasonable time to repair or remove the condition. This period is to be ten (10) days after the written notice is received.

SECTION 4:

Notice – The notice provided for this resolution shall be served by personnel service with the Town of Roseboom. (MAIL). The notice required by this resolution shall contain: a) full name and address of claimant; b) the particular property of the Town; c) the item claimed to be defective and/or damaged; d) the date the item was found defective; e) any statement that would help understand the location and item.

SECTION 5:

Record of Notice – Any Town Officer or employee who receives a notice of a defective or damaged condition shall hand deliver said notice to the Town Clerk, who will notify the Town Supervisor and the Highway Superintendent of receipt of such a notice.