### PROPOSED TOWN BOARD AGENDA (SUBJECT TO CHANGE) JUNE 8, 2016 at 6:00 P.M. Butler Memorial Hall

### I. MINUTES

A. May 11, 2016

### II. PRESENTATIONS/COMMENTS - 3 minute limit

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

- A. Parks & Recreation Committee Councilman Reynolds
  - 1. Seasonal Parks employees (attached)
- B. Town Clerk Committee Councilman Woodland
  - 1. Fireworks Display Application/Yahnundasis Golf Club (attached)
- C. Public Works & Sewer Committee Councilman Miscione
  - 1. Road Striping Agreement with Oneida County (attached)

### IV. MATTERS SUBMITTED BY COUNCILMEN / ATTORNEY / DEPUTY SUPERVISOR

- A. Councilman Reynolds / Councilman Messa
  - 1. Zoning Board of Appeals appointments (attachment)

### V. MATTERS SUBMITTED BY TOWN SUPERVISOR

- A. Financial and other routine reports
  - 1. Audit of vouchers
  - 2. Financial Report (attached)
- B. Miscellaneous communications
- C. Unfinished Business
  - 1. Executive Session union negotiations
- D. New Business
  - 1. Disabled child/school bus pickup; Corner Clinton Road/Helen Ave
  - 2. Insurance renewal

NOTE: Next Town Board meeting is Wednesday, July 13, 2016.

From:

Jeffery, Mike

Sent:

Friday, June 03, 2016 2:31 PM

To:

Young, Gail

Subject:

**Seasonal Appointment list** 

**Attachments:** 

Town Clerks June 2016 Bd report.doc

Gail,

Attached is seasonal appointment list for June 8<sup>th</sup> Town Board agenda.

Thanks and have a great day!

Mike

Seasonal Park Appointment

### 2x Appointmen Seasonal H

### TOWN of NEW HARTFORD

ONEIDA COUNTY

### **DEPARTMENT of PARKS and RECREATION**

48 GENESEE STREET, NEW HARTFORD, NEW YORK 13413-2850

Telephone: 315-724-0654 Fax: 732-8679

DIRECTOR Michael W. Jeffery TOWN SUPERVISOR Patrick M. Tyksinski

Board Meeting June 8, 2016

### **Seasonal Appointments**

Park Laborer A7110.14 Start Date 6/9/16-8/26/16

First Last

First Last
Peter Cougan

**Position**Park laborer I

Rate of Pay

\$9.00 per hour.

### Playgrounds A7140.14 Start Date 6/27/16- 8/12/16

Samantha	Decker
Dana	Del Genio
Danielle	Maha
Carvon	Brazier
Tony	Malta
Jack	Angelucci

Rec Attendant I	\$9.00 per hour.
Rec Attendant I	\$9.00 per hour.
Rec Attendant I	\$9.00 per hour.
Basketball Director	\$15.00 per hour.
Basketball Director	\$15.00 per hour.
Basketball Attendant	\$9.00 per hour

### Swim A7230.1 Start Date 7/5/16 – 8/12/16

Brianna	Fuccillo	Lifeguard	\$9:50 per hour.
Suzanne	D'Amore	Sub- Lifeguard	\$9.25 per hour.
Natalie	D'Amore	Sub- Lifeguard	\$9.25 per hour.

ireworks Application

5/26/16
Gaus 2 Checks
Hel entered the + left Kerrina
Musage that.
they were Not requesting a Cates
W OF NEW ILL

TOWN CLERK

ireworks Applicatio

REQUEST FOR FIREWORKS DISPLAY PERMIT Town, Village or City of 1910 1414 1415

Name: Vahnundasis Galf Club

Address: 8639 Seneca Toke, New Hartford

Phone: 315-732-6123 Contact Person: Archen Hobitra

Display Company

Company Name: American fireinrica Display 110

As a condition of granting the permit, the town must require an adequate bond or indemnity insurance policy, of which coverage may not be less than \$1 million for the payment of damages to any people or property resulting from the fireworks display. The town should ensure that the terms of the bond or indemnity insurance policy covers it and its officers and employees from any liability.

Addre	ess: 170 Bax 98(	3, Oxford, NN	13830	RECEIVED
	: 607-647-9713 Co		e Highes	MAY 2 6 2016 Guche TOWN OF NEW HARTFORD TOWN CLERK
NYS I	Dept. of Labor Explosives Licer	se# D-5171	Expires: 4 30 20	rA C
Opera	tor – Name of the certified py	roctechnician who will be in	charge of the display	,0
Name		Certificate#	Expires	I,
Nev	in. Fritechler	DK-05	TOJSCIZ	· <b>a</b>
	rized Assistants: Names of the cycle of the certificate number and extified.			
3Name	•	Certificate#/Age	Expires / Phone	Q.
See	· attached List			R
$\Pi$				T
3				8
N				No.
\$	ne on a separate sheet, if necess			Š
Continu	ne on a separate sheet, if necess	ary)	1	2 WOLK
3	(B) Display Date/Time:	Hic approx Expected I	Duration: <u>20–30 min</u>	
<u>8</u>	(C) Display Location:	hnundasis Gol	f Club Property	+-
	D) Display Content: <u>UNO</u>	335 1.36 dis	sky firewarks	
catio	ranging from	1"to8" in d	iameter-Approx	<del>-</del> . 
0	600 nerial s	shells total.		-
	E) How will fireworks be store  F) Rain Date for display:		orsite Storage	
				!

Page 2

(G) If rained out how will fireworks be stored: Ye dimed to Common Storack

(H) For outdoor displays not before a proximate audience, attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of and distance to: all the buildings, highways, lines of communications, location of the audience, trees, overhead obstructions or other structures or devices that could be affected by the display or fallout from it.

- (I) Proof of Insurance or Bond (Minimum One Million Dollars). Please attach a copy of the policy certificate or other proof of insurance or Bond.
- (J) For Indoor displays, in addition to the information provided above, include a written plan for how you intend to use the pyrotechnics as required by the New York State Penal Law 405.10. That plan shall be submitted at least five days prior to the performance and include:
  - In addition to the State Licenses and Certificates already included in this application, proof Federal ATF Licenses if required,
  - · Proof of experience of the pryotechnician in charge,
  - Proof of experience with the types of devices being used and a description of duties of any authorized assistants,
  - Point of assembly of the pyrotechnic devices,
  - · Manner and place of storage of the pyrotechnic materials and devices,
  - Material Safety Data Sheets (MSDS) for the pyrotechnic materials to be used,
  - Certification that set, scenery, and rigging materials are inherently flame-retardant or have been treated to achieve flame retardancy,
  - Certification that all materials worn by performers in the fallout area during the use of pyrotech nic effects are inherently flame-retardant or have been treated to achieve flame retardancy,
  - For indoor displays attach a diagram of the area where the display will take place, showing location where the fireworks will be discharged from, the location of, and distance to the audience, the location of sprinklers and the fallout radius for each pyrotechnic device used,
  - A copy of the approved permit and plan shall be kept on site and available for review,
  - Any significant changes to the plan shall be approved prior to the performance.

(K) I attest that the information contained in this permit application is accurate, true and complete to the best of my knowledge, and I understand that false statements made in this permit application are subject to the applicable versions of the NYS Penal Law.

Signature of Applicant

Date | Date |

RECEIVED

MAY 2 6 2016 9:16441

TOWN OF NEW HARTFORD TOWN CLERK



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 5/17/2016

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER. IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(les) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT NAME: PRODUCER Glenn Harris Allied Specialty Insurance, Inc. PHONE (A/C, No. Ext): E-MAIL ADDRESS: 9 FAX (A/C, No): 727-547-3093 10451 Gulf Blvd gharris@alliedspecialty.com Treasure Island, FL 33706-4814 INSURER(S) AFFORDING COVERAGE NAIC# T.H.E. Insurance Company 12866 INSURER A: INSURED INSURER B: American Fireworks Display, LLC INSURER C: P O Box 980 INSURER D: Oxford, NY 13830 INSURER E : INSURER F : COVERAGES **CERTIFICATE NUMBER: REVISION NUMBER:** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES, LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDL SUBR POLICY EFF | POLICY EXP TYPE OF INSURANCE POLICY NUMBER LIMITS IMERCIAL GENERAL LIABILITY s 1,000,000 Α CPP0105319-00 03/17/2016 03/17/2017 EACH OCCURRENCE DAMAGE TO RENTED CLAIMS-MADE X OCCUR 100,000 PREMISES (Ea occurrence) s N/A MED EXP (Any one person) 1,000,000 PERSONAL & ADV INJURY AGGREGATE LIMIT APPLIES PER: GENERAL AGGREGATE PRO-JECT \$ 2,000,000 OLICY PRODUCTS - COMP/OP AGG Protection & Indemnity \$ 1,000,000 OTHER COMBINED SINGLE LIMIT (Ea accident) MOBILE LIABILITY 1,000,000 CPP0105319-00 03/17/2016 03/17/2017 ANY AUTO BODILY INJURY (Per person) \$ WNED SCHEDULED BODILY INJURY (Per accident) \$ AUTOS NON-OWNED AUTOS ONLY UTOS ONLY PROPERTY DAMAGE (Per accident) \$ OS ONLY \$ MBRELLA LIAB ELP0012117-00 (GL) 03/17/2016 03/17/2017 EACH OCCURRENCE s 4,000,000 OCCUR **EXCESS LIAB** \$ 4,000,000 CLAIMS-MADE AGGREGATE RETENTION \$ COMPENSATION AND EMPLOYERS' LIABILITY X STATUTE WCP0005259-001 03/22/2016 03/22/2017 OPRIETOR/PARTNER/EXECUTIVE \$ 100,000 E.L. EACH ACCIDENT tory in NH) E.L. DISEASE - EA EMPLOYEE 5 100,000 describe under RIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT 500,000 Each Occurrence 4,000,000 ELP0012118-00 (VL) 03/17/2016 03/17/2017 Excess VL Aggregate 4,000,000 DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Display Date: 7/4/2016 Rain Date: Location: Yahnundasis Golf Club property RECEIVED RE: Gate at Liability, the following are named as additional insured in respects to the operation of the named insured only: Yahnund sis Golf Club and Town of New Hartford, NY MAY 2 6 2016 9:10km TOWN OF NEW HARTFORD TOWN CLERK CERTIFICATE HOLDER CANCELLATION Yahnur dasis Golf Club SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN 8639 Seneca Toke. ACCORDANCE WITH THE POLICY PROVISIONS. New Hartford, NY 13413 AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

### STATE OF NEW YORK WORKERS' COMPENSATION BOARD

MAY 2 6 2016 916411

### CERTIFICATE OF INSURANCE COVERAGE UNDER THE NYS DISABILITY BENEFIT STANDARD TOWN CLERK

PART 1. To be completed by Disab	illity Benefits Carrier or Li	censed insulance Agent of that carrier
1a. Legal Name and Address of Insure AMERICAN FIREWORKS D PO BOX 980 OXFORD, NY 13830		1b. Business Telephone Number of Insured (607) 316-3011 1c. NYS Unemployment Insurance Employer Registration Number of Insured
		ld. Federal Employer Identification Number of Insured or Social Security Number 274-58-8097
2. Name and Address of the Entity Requestion Coverage (Entity Being Listed as the		3a, Name of Insurance Carrier NEW YORK STATE INSURANCE FUND
Town of New Hartford 48 Genesee St New Hartford, NY 13413		3b. Policy Number of entity listed in box "1a": DBL 6733 28 - 2 3c. Policy effective period:
	{	03/31/2016 to 03/31/2017
b. Only the following	class or classes of the emplo	
b. Only the following  Under penalty of perjury, I certify that I and that the named insured has NYS Dis	class or classes of the emplo am an authorized representa ability Benefits insurance co	oyer's employees: tive or licensed agent of the insurance carrier referenced abov overage as described above.
b. Only the following  Under penalty of perjury, I certify that I and that the named insured has NYS Dispate Signed 05/18/2016	class or classes of the emplo am an authorized representa ability Benefits insurance co	oyer's employees: tive or licensed agent of the insurance carrier referenced abov overage as described above.
b. Only the following  Under penalty of perjury, I certify that I and that the named insured has NYS Distributed by the signed 05/18/2016 B  Telephone Number (866) 697-433  IMPORTANT: If box "-Ia" is checked, and this for carrier, this certificate is COMPL If box "-Ib" is checked, this certific completion to the Workers' Comp	class or classes of the employed am an authorized representa ability Benefits insurance constitute of insurance carrier's authorized to the certificate is NOT COMPLETE for purpoensation Board, DB Plans Acceptants	tive or licensed agent of the insurance carrier referenced above overage as described above.  JOSEPH J. Masi  orized representative of NYS Licensed Insurance Agent of that insurance are of Disability Benefits Insurance  et's authorized representative or NYS Licensed Insurance Agent of that cate holder.  oses of Section 220. Subd. 8 of the Disability Benefits Law. It must be mailed nec Unit. 20 Park Street. Albany. New York 12207.
b. Only the following  Under penalty of perjury, I certify that I and that the named insured has NYS Distributed by the signed 05/18/2016 B  Telephone Number (866) 697-433  IMPORTANT: If box "-Ia" is checked, and this for carrier, this certificate is COMPL If box "-Ib" is checked, this certific completion to the Workers' Comp	class or classes of the employed and an authorized representa ability Benefits insurance constitute of insurance carrier's authorized Director Director Director Companies signed by the insurance carriers. Mail it directly to the certificate is NOT COMPLETE for purposensation Board, DB Plans Acceptan	tive or licensed agent of the insurance carrier referenced above overage as described above.  Joseph J. Masi  orized representative of MS Ucersed Insurance Agent of that insurance carrier suthorized representative or NYS Licensed Insurance Agent of that cate holder.  oses of Section 220. Subd. 8 of the Disability Benefits Law. It must be mailed not be used. 200 Park Street. Albany. New York 12207.  Board (Only If box "4b" of Part 1 has been checked.
Under penalty of perjury. I certify that I and that the named insured has NYS Distrate Signed 05/18/2016 B  Telephone Number (866) 697-433  IMPORTANT: If box "la" is checked, and this for carrier, this certificate is COMPL If box "lb" is checked, this certific completion to the Workers' Comp	am an authorized representa ability Benefits insurance constitute of insurance carrier's authorized by the insurance carriers. Mail it directly to the certificate is NOT COMPLETE for purpoensation Board, DB Plans Acceptant Norkers' Compensation Workers' Compensation Workers' Compensation	tive or licensed agent of the insurance carrier referenced above overage as described above.  Joseph J. Masi  orized representative of NYS Ucersed Insurance Agent of that insurance of Oisability Benefits Insurance  er's authorized representative or NYS Licensed Insurance Agent of that cate holder.  oses of Section 220. Subd. 8 of the Disability Benefits Law. It must be mailed nee Unit. 20 Park Street. Albany. New York 12207.  Board (Only If box "4b" of Part 1 has been checked we York sation Board
Under penalty of perjury. I certify that I and that the named insured has NYS Distrate Signed 05/18/2016 B  Telephone Number (866) 697-433  IMPORTANT: If box "-la" is checked, and this for carrier, this certificate is COMPL If box "-lb" is checked, this certific completion to the Workers' Comp  PART 2. To be completed by NYS V  According to information maintained by the Disability Benefits Law with respect to all of	am an authorized representa ability Benefits insurance constitute of insurance carrier's authorized by the insurance carrier's authorized by the insurance carrier's authorized by the insurance carrier's NOT COMPLETE for purpoensation Board, DB Plans Acceptate is NOT COMPLETE for purpoensation Board, DB Plans Acceptate of Norkers' Compensation State Of New Workers' Compensation in this ther employees.	tive or licensed agent of the insurance carrier referenced above overage as described above.  JOSEPH J. Masi  orized representative of MS ticensed insurance Agent of that insurance of Disability Benefits Insurance  er's authorized representative or NYS Licensed Insurance Agent of that cate holder.  oses of Section 220. Subd. 8 of the Disability Benefits Law. It must be mailed nee Unit. 20 Park Street. Albany. New York 12207.  Board (Only If box "4b" of Part 1 has been checked W York sation Board  Board, the above-named employer has complied with the NYS
Under penalty of perjury. I certify that I and that the named insured has NYS Distrate Signed 05/18/2016 B  Telephone Number (866) 697-433  IMPORTANT: If box "Ia" is checked, and this for carrier, this certificate is COMPL If box "Ib" is checked, this certific completion to the Workers' Comp  PART 2. To be completed by NYS V  According to information maintained by the	am an authorized representa ability Benefits insurance constitute of insurance carrier's authorized by the insurance carrier's authorized by the insurance carrier's authorized by the insurance carrier's NOT COMPLETE for purpoensation Board, DB Plans Acceptate is NOT COMPLETE for purpoensation Board, DB Plans Acceptate of Norkers' Compensation State Of New Workers' Compensation in this ther employees.	tive or licensed agent of the insurance carrier referenced above overage as described above.  Joseph J. Masi  orized representative of NYS Licensed Insurance Agent of that insurance as of Disability Benefits Insurance  er's authorized representative or NYS Licensed Insurance Agent of that cate holder.  oses of Section 220. Subd. 8 of the Disability Benefits Law. It must be mailed nece Unit. 20 Park Street. Albany. New York 12207.  Board (Only If box "4b" of Part 1 has been checked W York sation Board  Board, the above-named employer has complied with the NYS

Please Note: Only insurance carriers licensed to write NYS disability benefits insurance policies and NYS licensed insurance agents of those insurance carriers are authorized to issue Form DB-120.1. Insurance brokers are NOT authorized to issue this form.

### Additional Instructions for Form DB-120.1

By signing this form, the insurance carrier identified in box "3" on this form is certifying that it is insuring the business referenced in box "1a" for disability benefits under the New York State Disability Benefits Law. The Insurance Carrier or its licensed agent will send this Certificate of Insurance to the entity listed as the certificate holder in box "2". This Certificate is valid for the earlier of one year after this form is approved by the insurance carrier or its licensed agent, or the policy expiration date listed in box "3c".

Please Note: Upon the cancellation of the disability benefits policy indicated on this form, if the business continues to be named on a permit, license or contract issued by a certificate holder, the business must provide that certificate holder with a new Certificate of NYS Disability Benefits Coverage or other authorized proof that the business is complying with the mandatory coverage requirements of the New York State Disability Benefits Law.

### **DISABILITY BENEFITS LAW**

§ 220. Subd. 8

(a) The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in employment as defined in this article, and not withstanding any general or special statute requiring or authorizing the issue of permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secured as provided by this article. Nothing herein, however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any disability benefits to any such employee if so employed.

(b) The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in employment as defined in this article, and notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that the payment of disability benefits for all employees has been secred as provided by this article.

DB 10.1 (5-06) Reverse

. . . .

MAY 2 6 2016 GLICA TOWN OF NEW HARTHURE TOWN CLERK



### CERTIFICATE OF NYS WORKERS' COMPENSATION INSURANCE COVERAGE

	1	
a. Legal Nar	me & Address of Insured (use street address only)	1b. Business Telephone Number of Insured
	eworks Display, LLC	(607) 316-3011
O Box 980 xford, NY 13		1c. NYS Unemployment Insurance Employer Registration Number of Insured
	n of Insured (Only required if coverage is specifically limited to ons in New York State, i.e., a Wrap-Up Policy)	1d. Federal Employer Identification Number of Insured or Social Security Number
	· •	274588097
	Address of Entity Requesting Proof of Coverage	3a. Name of Insurance Carrier
ntity Being	Listed as the Certificate Holder)	T.H.E. Insurance Company
wn of New Genesee S		3b. Policy Number of Entity Listed in Box "1a"
	NY 13413	WCP0005259-001
		3c. Policy effective period
		03/22/2016 to 03/22/2017
$\Pi$		3d. The Proprietor, Partners or Executive Officers are ☐ included. (Only check box if all partners/officers included) ☐ all excluded or certain partners/officers excluded.
mpensation the INFO Certificate	on under the New York State Workers' Compensation Law DRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy be	ing cancelled for non-payment of premium or within 30 days if
mpensation the INFO Certificate the carried to the carried to the carried celled for	on under the New York State Workers' Compensation Law DRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy be	. (To use this form, New York (NY) must be listed under <a href="Item 3.">Item 3.</a> unce policy). The Insurance Carrier or its licensed agent will send holder in box "2".
npensation the INFO Certificated the carried for certificated for certificated or alto cerenced per certificated or alto cerenced per certificated per certific	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy began any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers not er the coverage afforded by the policy listed, nor does it coolicy.	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  ling cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the
mpensation the INFO Certificated the carrificate end or alterenced personal certificates as end on a v Certificate	on under the New York State Workers' Compensation Law DRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy beto any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authors.	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the
npensation the INFO Certificated for pelicy efformation or alterenced personal certificates as end on a vectificated at the certificated at the ce	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insure the of Insurance to the entity listed above as the certificate of Insurance to the entity listed above as the certificate of Insurance to the entity listed above as the certificate of any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers not er the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation:  Upon cancellation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authorized ate of workers' Compensation Coverage or other authorized at the coverage requirements of the New York State Workers'	. (To use this form, New York (NY) must be listed under Item 3 ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the
npensation the INFO Certificated for policy efformation or alterenced policy efformation or alterenced policy efformation or alterenced policy efformation or alterenced policy certificated on a control of the certificated efformation or alterenced policy efformati	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy beto any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authorized requirements of the New York State Workers ty of perjury, I certify that I am an authorized represent that the named insured has the coverage as depicted of the named insured has the coverage as depicted the named insured has the coverage as depicted the named insured has the named insured has the named insured has the named insured has the named	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the "Compensation Law.  It contracts of insurance agent of the insurance carrier referenced on this form.
npensation the INFO Certificated for policy efformation or alterenced policy efformation or alterenced policy efformation or alterenced policy efformation or alterenced policy certificated on a control of the certificated efformation or alterenced policy efformati	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy beto any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation:  Upon cancellation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authorized requirements of the New York State Workers ty of perjury, I certify that I am an authorized represent that the named insured has the coverage as depicted of Approved by: Carol A. Serra	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the "Compensation Law.  It contracts of insurance agent of the insurance carrier referenced on this form.
npensation the INFO Certificated for policy effort certificated for a certificate as e Note: a certificated on a certificated for a certificated f	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy beto any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authorized requirements of the New York State Workers ty of perjury, I certify that I am an authorized represent that the named insured has the coverage as depicted of the named insured has the coverage as depicted the named insured has the coverage as depicted the named insured has the named insured has the named insured has the named insured has the named	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the "Compensation Law.  It contracts of insurance agent of the insurance carrier referenced on this form.
npensation the INFO Certificated for palicy efformation or alterenced personal to the certificate as end on a certificate of the certificate of the certificate of the certificated on a certificated on a certificated on a certificated on a certificated of the certificated of the certificated on a certificated on a certificated on a certificated on the certificated of the certificated on the certificated	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy beto any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation:  Upon cancellation of the workers' compensation polipermit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authorized requirements of the New York State Workers ty of perjury, I certify that I am an authorized represent that the named insured has the coverage as depicted of Approved by: Carol A. Serra	. (To use this form, New York (NY) must be listed under Item 3, ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect. It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a provided proof that the business is complying with the "Compensation Law.  It contracts of insurance agent of the insurance carrier referenced on this form.  Solutions of the insurance carrier referenced on this form.
mpensation the INFO Certificate It the carried celled for certificate erenced personal to the certificate erenced personal to the certificate erenced on a certificate erenced on a certificate erenced on a certificate erenced erenced on a certificate erenced eren	on under the New York State Workers' Compensation Law PRMATION PAGE of the workers' compensation insurate of Insurance to the entity listed above as the certificate er notify the certificate holder within 10 days of a policy between any other reason or if the insured is otherwise eliminated fective period?   YES NO  The is issued as a matter of information only and confers noter the coverage afforded by the policy listed, nor does it coolicy.  The may be used as evidence of a Workers' Compensation policy.  The permit, license or contract issued by a certificate hold ate of Workers' Compensation Coverage or other authoverage requirements of the New York State Workers by of perjury, I certify that I am an authorized representative that the named insured has the coverage as depicted of the Approved by:  Carol A. Serra  (Print name of authorized representative Approved by:  A	. (To use this form, New York (NY) must be listed under Item 3/2 ince policy). The Insurance Carrier or its licensed agent will send holder in box "2".  Ing cancelled for non-payment of premium or within 30 days if from the coverage indicated on this certificate prior to the end of prights upon the certificate holder. This certificate does not amend, onfer any rights or responsibilities beyond those contained in the contract of insurance only while the underlying policy is in effect.  It is indicated on this form, if the business continues to be der, the business must provide that certificate holder with a prized proof that the business is complying with the "Compensation Law.  It is or licensed agent of the insurance carrier referenced on this form.  Solution of the insurance carrier referenced on this form.

Please Note: Only insurance carriers and their licensed agents are authorized to issue Form C-105.2. Insurance brokers are <u>NOT</u> authorized to issue it.

### Workers' Compensation Law

Section 57. Restriction on issue of permits and the entering into contracts unless compensation is secured.

- 1. The head of a state or municipal department, board, commission or office authorized or required by law to issue any permit for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, and notwithstanding any general or special statute requiring or authorizing the issue of such permits, shall not issue such permit unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter. Nothing herein however, shall be construed as creating any liability on the part of such state or municipal department, board, commission or office to pay any compensation to any such employee if so employed.
- 2. The head of a state or municipal department, board, commission or office authorized or required by law to enter into any contract for or in connection with any work involving the employment of employees in a hazardous employment defined by this chapter, notwithstanding any general or special statute requiring or authorizing any such contract, shall not enter into any such contract unless proof duly subscribed by an insurance carrier is produced in a form satisfactory to the chair, that compensation for all employees has been secured as provided by this chapter.

Fireworks Applicati

MAY 2 6 2016 QUANTOWN OF NEW HARTFORD

reworks Az

At least two of the following people will be on the display site as pyrotechnicians.

One as lead operator (with NYS Pyro Certificate of Competence) and one person as an Authorized Assistant (with or without a certificate of competence).

Certified Pyrotechnicians

<u>Name</u>	Driver's Lic#	Years Experience	NYS Pyro Cert #				
Fritschler, Kevin	NY633715082	30+	PR-95 exp 10/2018				
Banks, Jennifer	NY933267221	6	PR-594 exp 7/2018				
Banks, John	NY173171537	6	PR-307 exp 4/2016				
Blasetti, Louis	NY208450857	4	PR-624 exp 7/2016				
Broughton, Benjamin	NY544899413	10	PR-457 exp 6/2016				
Bue, Číma	NY180909735	4	PR-629 exp 7/2016				
Chiavelli, Richard	NY942966115	12	PR-410 exp 4/2016				
Ebersol, Shawn	NY100110988	5	PR-401 exp 4/2016				
Fazzio, Thomas	NY266838352	14	PR-341 exp 4/2016				
Frank, David	NY541337976	10	PR-456 exp 5/2016				
Fritschler, Brian	NY164029290	10	PR-370 exp 4/2016				
Hugick, Robert	NY760395138	10+	PR-49 exp 9/2018				
McGrath, Thomas	NY549876681	6	PR-549 exp 8/2016				
Menard, Ronald	NY480126907	7	PR-468 exp 6/2016				
Newton, Timothy	NY409531821	8	PR-346 exp 4/2016				
Russo, Burke	CO053220829	17	PR-459 exp 5/2016				
Sadowski, James	NY156607483	5	PR-604 exp 7/2015				
Sarpriacone, Brian	NY219205362	10	PR-343 exp				
Smith, Raub	NY648792590	5					
Smith, Raub Jr.	NY648792590	5	PR-593 exp 7/2018				
Stein, Thomas	NY974413276	30+	PR-253 exp 3/2016				
Thomas, Harvey	NY801631891	11+	PR-531 exp 7/2016				
Treleaven, Stephen	NY843899683	. 14	PR-377 exp 4/2016				
Wakefield, Jeremy	NY473957634	9	PR-606 exp 7/2018				

**Authorized Assistants** 

Name	Driver's License	DOB
Avery, Andrew	607-621-5179	9229200
Camarano, Kimberly	NY442801274	
Corn, Gerald	607-244-5161	
Coyle, Michael	NY141135360	
Ebersol, Tyler	NY122836855	
Fazzio, Morgan	NY982372330	
Fritschler, Karl	NY263669573	
Garard, Gerald	NY310062259	
Gillette, David		
Harrad, Matthew	NY248789664	
Hollister, Charles	NY149935754	
Huggins, Thomas	NY686542436	
Hughes,Stephanie	NY976366049	
Kilgallen, Michael	518-843-8316	
Lott, Jamie M.	NY210479056	
Manheim, Timothy	NY200728/301	
Morley, Vernon R. Jr.	NY529042387	
Papron, Cody	NY478948982	

MAY 2 6 2016 9:00A TOWN OF NEW HARTFORE TOWN CLERK

ireworks Applicatio

ireworks Application

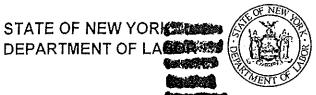
Fireworks Application

Authorized Assistants Cont'd

ireworks Application

Mathematica Madiato.	7000110	
Rabe, Scott	315-796-0440	
Riley, Rich	NY156607483	
Roane, William	607-201-4048	
Russell, Joseph	NY581-617-689	السندة
Sadlek, Maria	85 Genesee St, New Hartford, NY	
Sanders, John	NY186289682	
Swift, Jeremy	NY411696458	
Ules, Michael	NY397939931	

MAY 2 6 2016 GLOAM TOWN OF NEW HARTFURD, TOWN CLERK



### DIVISION OF SAFETY AND HEALTH

### LICENSE TO DEA

### MANUFACTURE EXPLOSIVES

Expires:

4/30/2017

American Fireworks Display PO Box 980 Oxford, NY 13830

THIS LICENSE MUST BE POSTED IN YOUR PLACE

OF BUSINESS

Kevin Jon Fritschler

License No D-5171

is hereby licensed to deal in or manufacture explosives in compliance with the requirements of the Labor Law and Industrial Code Rules. Any change in the conditions under which this license is granted may cause it to be revoked.

Eileen M. Franko, Acting Director THE COMMISSIONER OF LABOR

FOR

Every person selling, delivering or giving away any explosives must keep at the principal place of business within the state, a record of each transaction, including:

- the NAME or TYPE and QUANTITY of explosives SOLD, DELIVERED or GIVEN. Note: No license is needed to purchase smokeless powder, or black powder in quantities not exceeding five pounds for use in firing antique firearms or artifacts or replicas thereof. However, dealers MUST post all such transactions on the "Dealer-Manufacturer Report of Explosives Transactions".
- 2) the DATE OF EACH SALE, DELIVERY or GIFT.
- 3) the NAME, LICENSE NUMBER, and BUSINESS ADDRESS of the purchaser, donee, or person to whom the explosives were delivered and the firm, if any, represented by such person.
- 4) the NAME, ADDRESS, and LICENSE NUMBER of the person TAKING THE EXPLOSIVES AWAY from the seller or donor.

SH-862 (5-98)

### U.S. Department of Justice

Bureau of Alcohol, Tobacco, Firearms and Explosives

July 1, 2017

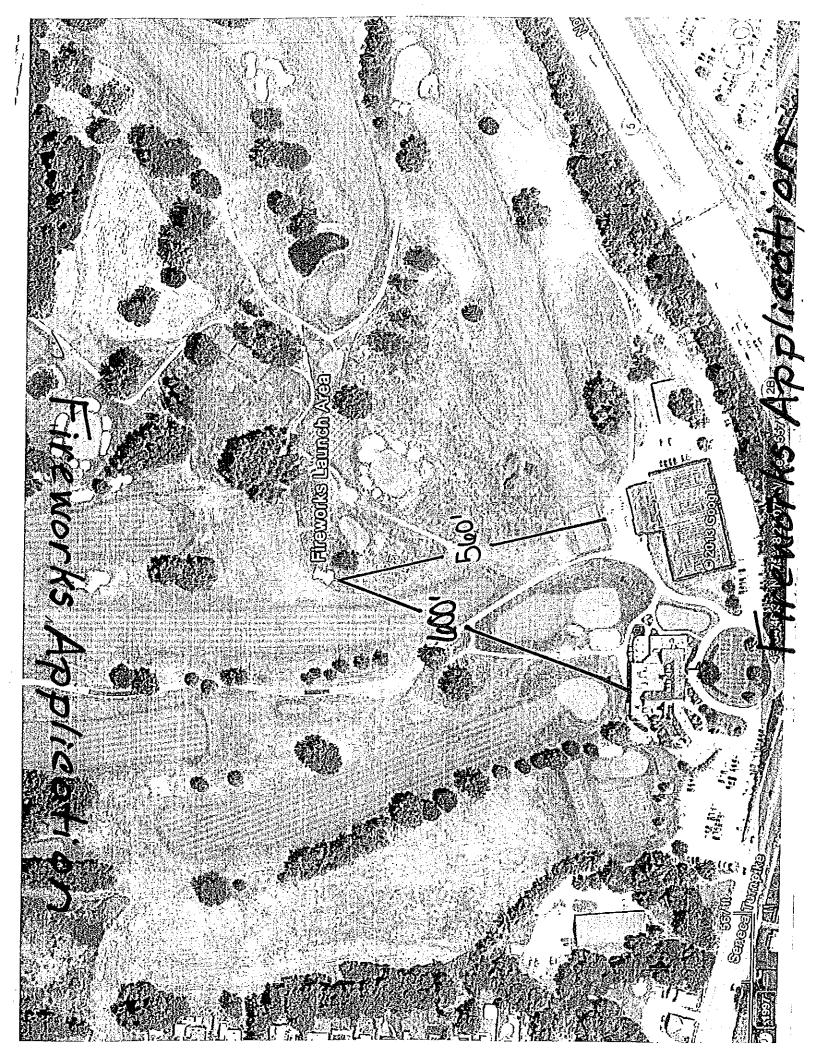
Please Note: Not Valid for the Sale or Other Disposition of Explosives.

### rederai Explosives License/Permit

(18 U.S.C. Chapter 40)

CHURCH MARKET HOLD STORE CHARGE

In accordance with the provisions of Title XI. Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40. Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53. See "WARNINGS" and "NOTICES" on reverse. Direct ATF ATF - Chief, FELC License Permit Correspondence To 244 Needy Road Number 6-NY-017-51-7G-00982 Martinsburg, WV 25405-9431 Chief, Federal Explosives Licensing Center (FELC Expiration July 1, 2017 Date Name AMERICAN FIREWORKS DISPLAY LLC Premises Address (Changes? Notify the FELC at least 10 days before the move.) 105 COUNTY ROUTE 7 MCDONOUGH, NY 13801-Type of License or Permit 51-IMPORTER OF EXPLOSIVES Purchasing Certification Statement Mailing Address (Changes? Notify the FELC of any changes.) The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original AMERICAN FIREWORKS DISPLAY LLC faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal PO BOX 980 Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true **OXFORD, NY 13830**copy of a literale or permit issued to the licensee or permittee named above to engage in the operations specified above under "Type of License or Permit." Licensee Permittee Responsible Person Signature Position Title Printed Name Date ATF Form 5400 14 5400 15 ition is Obsolete AMERICAN FACEBORIS CISPLAN EEC 125 COUNTY ROUTE 7 12201 E NT 017-51 7G COSCO ANY 1 2017 51-18F0RTER OF EXFLOSIVES Revised Coloner 2011 Federal Explosives License (FEL) Customer Service Information plosives Licensing Center (FELC) Toll-free Telephone Number: (877) 283-3352 ATF Homepage; www.atf.gov Fax Number: (304) 616-4401 Martinsburg, WV 25405-9431 E-mail: FELC datt.gov Address (27 CFR 555.54(a)(1)). Licensees or permittees may during the term of their current license or permit remove their business or operations to a new location at which they intend regularly to carry on such business or operations. The licensee or permittee is required to give notification of the new location of the properations not less than 10 days prior to such removal with the Chief. Federal Explosives Licensing Center. The license or permit will be valid for the remainded of the term of the original license or permit. (The Chief, FELC, shall, if the licensee or permittee is not qualified, refer the request for amended license or premit to the Director of Industry Operations for denial in accordance with § 555.54.) Right of Succession (27 CFR 555.59). (a) Certain persons other than the licensee or permittee may secure the right to carry on the same explosive materials business or operations at the same address shown on, and for the remainder of the term of, a current license or permit. Such persons are: (1) The surviving spouse or child, of executor, administrator, or other legal representative of a deceased licensee or permittee; and (2) A receiver or trustee in bankruptey, or an assignee for benefit Areditors. (b) In order to secure the right provided by this section, the person or persons continuing the business or operations shall furnish the license or for that business or operations for endorsement of such succession to the Chief, FELC, within 30 days from the date on which the successor begins to earry of the business or operations. (Continued on reverse side) Çut Hei Federal Explosives License/Peimit (FEL) Information Card Licer Permit Name: AMERICAN FIREWORKS DISPLAY LLC License Permit Number: 6-NY-017-51-7G-00982 License Permit Type: 51-IMPORTER OF EXPLOSIVES Expiration:





### Material Safety Data Sheet

RECEIVED

MAY 2 6 2016 9:10A

Ĭ

ireworks Applie

TOWN OF NEW HARTFURE TOWN CLERK

From:

AMERICAN FIREWORKS/FRANKFORT

224 JONES RD

FRANKFORT, NY 13340 607-316-3011/KEVIN

Emergency: CHEM•TEL INC - 1-800-255-3924

### FIREWORKS 1.3G un 0335

### Section II - Hazardous Ingredients / Identity Information

Contains Pyrotechnic Compositions that are mixtures of solid oxidizers and fuels that contained in paper and cardboard containers. No Hazard exist during normal handling and storage.

OSHA PEL – N/A ACGIH TLV – N/A OTHER LIMITS – N/A

### Section III - Physical / Chemical Characteristics

Boiling Point: - N/A

Specific Gravity: - N/A

Vapor Pressure: - N/A

Melting Point: - N/A

Vapor Density: - N/A

Evaporation Rate: - N/A

Solubility in Water: - N/A

Appearance and Odor: - Pyrotechnic Composition is contained in paper or cardboard casings that may be shaped as cylinders, balls or tubes. Odor is not apparent.

### Section IV - Fire and Explosion Hazard Data

Flash Point: - N/A

Flammable Limits: - N/A

LEL: - N/A

UEL: - N/A

Extinguishing Media: Deluge with large quantities of water as quickly as possible by FIRE HOSE from a PROTECTED location. Materials are self-oxidizing.

Special Fire Fighting Procedures: Do not attempt to fight a fire in the immediate area of 1.3G Fireworks- EVACUATE THE AREA

ireworks Applicati

1

MAY 2 6 2016 angla

TOWN OF NEW HARTFORD TOWN CLERK

### Section IV – Fire and Explosion Hazard Data- Continued

Unusual Fire and Explosion Hazards: Fireworks 1.3G MAY MASS EXPLODE IN A FIRE. DO NOT ALLOW FIREWORKS TO GET WET- Hazardous Decomposition May Result in a FIRE or EXPLOSION. EXPLOSION MAY OCCUR IF EXPOSED TO SPARKS OR FLAME.

### Section V - Reactivity Data

Stability: - Stable

Conditions to Avoid: - Open Flames, Sparks, High Temperatures, Friction or Impact.

Incompatibility (Materials to Avoid): - Do Not Allow Fireworks to Get Wet.

Hazardous Decomposition or Byproducts: - Decomposition does not occur under normal circumstances. Smoke Generated by Fireworks may contain gasses that are irritating to the eyes or mucous membranes. Prolonged Exposure and Inhalation of smoke may cause shortness of breath or more serious problems when a chronic respiratory condition exist.

Hazardous Polymerization: Will Not Occur

Conditions to Avoid: - Storage in High Temperatures, Moist or Wet Conditions, Keep away From Open Flame or Sparks.

### Section VI – Health Hazard Data

Route(s) of Entry: - N/A Inhalation: -N/A Skin: - N/A Ingestion: - N/A

Health Hazards (Acute and Chronic): - N/A

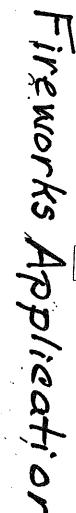
Carcinogenicity: N/A NTP?: - N/A IARC Monographs?: -N/A OSHA Regulated: - NO

Signs and Symptoms of Exposure: - Prolonged Exposure to Smoke that is Generated during Normal use of Fireworks may cause Irritation to Eyes and to Mucous Membranes.

Medical Conditions Generally Aggravated by Exposure: - Eye Sensitivity, Respiratory Conditions.

Emergency and First Aid Procedure: - EYES Should be flushed with Water. Move to Fresh Air and avoid additional Inhalation of Smoke.

2



reworks Applicatio

### Section VII - Precautions for Safe Handling and Use

Steps to Be Taken in Case Material is Released or Spilled: - If Fireworks are spilled, carefully pick up the material and place in a Cardboard Carton. Keep OPEN FLAMES and Sparks AWAY and NO SMOKING.

Waste Disposal Method: - Fireworks that fail to go off should be soaked in a bucket of water and returned to the source where it was obtained. Dry components or powder should be carefully swept up and placed in a cardboard container then soaked with water.

Burning of Fireworks Waste must be performed in compliance with local and state laws.

Precautions in Handling and Storing: - Keep from OPEN FLAMES, NO SMOKING, AVOID IMPACT of MATERIALS and CONTAINERS of MATERIALS, STORE FIREWORKS IN A COOL AND DRY ENVIORMENT. FIREWORKS 1.3G MUST BE STORED AND TRANSPORTED IN COMPLIANCE WITH FEDERAL, STATE AND LOCAL LAWS.

Other Precautions: - Fireworks 1.3G un 0335 can cause SERIOUS INJURY or DEATH. They Should only be Handled by Properly Trained and Qualified Personnel. When Shooting these Fireworks; PERSONNEL SHOULD WEAR PROPER EYE PROTECTION, HEAD PROTECTION AND NON-SYNTHETIC CLOTHING.

### Section VIII - Control Measures

Respiratory Protection: N/A

Ventilation: - N/A Local Exhaust: - N/A Special: - N/A

Mechanical: -N/A Other: - N/A

Protective Gloves:- N/A Eye Protection: - When Shooting Fireworks 1,3G

Other Protective Clothing or Equipment: - Protective Head Gear and Non-Synthetic Clothing when Shooting Fireworks 1.3G.

Work / Hygienic Practices: - Store Fireworks in a Cool Dry and Well Ventilated area. Protect Against Physical Damage and Moisture. Fireworks should be Isolated from all Heat Sources, Sparks and Open Flame. No Smoking.

RECENSOR AND

TOWN OF NEW HARTE ORD TOWN CLERK

From:

Young, Gail

Sent:

Thursday, May 26, 2016 10:53 AM

To:

Inserra, Michael S.; Booth, Joe; Cully, Herb; 'car100@nhfd.com'

Cc:

Woodland, Richard; Tyksinski, Patrick M.

Subject:

Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

**Attachments:** 

Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Melody K. Fancett

Gentlemen:

The attached application requires your review and written comments no later than Friday, June 3, 2016. This matter will be on the Town Board Agenda for June 8, 2016.

Melody K. Fancett
Deputy

Your message is ready to be sent with the following file or link attachments:
Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled. Oattachments. Check your e-mail security settings to determine how attachments are handled.

1

From:

Thomas Bolanowski <car100@nhfd.com>

Sent:

Thursday, May 26, 2016 12:31 PM

To:

Young, Gail

Subject:

[SPAM] Re: Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf

Importance:

Low

Mel,

The fire dept has no concerns with this application at this time.

-\Tom

> On May 26, 2016, at 10:53 AM, Young, Gail <gyoung@town.new-hartford.ny.us> wrote:

ntlemen:

he attached application requires your review and written comments no later than Friday, June 3, 2016. This matter III be on the Town Board Agenda for June 8, 2016.

Melody K. Fancett

Deputy

our message is ready to be sent with the following file or link attachments:

Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file at achments. Check your e-mail security settings to determine how attachments are handled. Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf>

reworks Applicatio

1

From:

Michael S. Inserra <msi108@newhartfordpd.com>

Sent:

Thursday, May 26, 2016 12:01 PM

To:

Young, Gail; Booth, Joe; Cully, Herb; car100@nhfd.com

Cc:

Woodland, Richard; Tyksinski, Patrick M.

Subject:

RE: Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Gail,

I do not have any concerns with this application at this time.

MSI

₹---Original Message-----

From: Young, Gail [mailto:gyoung@town.new-hartford.ny.us]

Sent: Thursday, May 26, 2016 10:53 AM

To: Michael S. Inserra; Joe Booth; Herb Cully; car100@nhfd.com

Cc: Richard Woodland; Patrick M. Tyksinski

Subject Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

mtlemen:

The attached application requires your review and written comments no later than Friday, June 3, 2016. This matter will be in the Town Board Agenda for June 8, 2016.

Mel dy K. Fancett

Departy

our message is ready to be sent with the following file or link attachments:

Fixe vork Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

reworks Applicatio

From:

Booth, Joe

Sent:

Friday, May 27, 2016 10:57 AM

To:

Young, Gail

To: Young, Gail
Subject: RE: Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf

Gail
Looks the same as always I do not have any issue Joe

------Original Message----From: Young, Gail
Sent: Thursday, May 26, 2016 10:53 AM
To: Inserra, Michael S.; Booth, Joe; Cully, Herb; car100@nhfd.com
Cc: Woodland, Richard; Tyksinski, Patrick M.
Subject: Emailing: Firework Permit Application-July 4, 2016- Yahnundasis Golf Club.pdf
Grattemen:

Invalvation requires your review and written comments no later than Friday, June 3, 2016. This matter will be on the Town Board Agenda for June 8, 2016.

Welody K. Fancett
Eputy

Your message is ready to be sent with the following file or link attachments:

. To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file achments. Check your e-mail security settings to determine how attachments are handled.

From: Scala, Brian <br/>Sent: Thursday, June 02, 2016 2:01 PM
To: Young, Gail
Cc: New Hartford Supervisor; Sherman, Richard C.
Subject: FW: 2016 Pavement Marking Agreement
Attachments: New Hartford 2016.pdf

Gail,
The Town Highway Superintendent submitted roads to be striped (centerline and edge lines) and they are included with the attached Agreement as Exhibit A. are included with the attached Agreement as Exhibit A.

Please print off three (3) of the 2016 Pavement Marking Agreement that is attached to this e-mail and present it to the Town Board for approval. Once approved the Town Supervisor and Highway Superintendent must sign all three (3) Agreements. Please mail all three Agreements to me at the address below. Once the County Executive signs the Agreement, an executed copy will be sent to you for your records.

I have copied the Town Supervisor/Highway Superintendent on this e-mail so they have a copy of the Agreement that is going to the Board. This is just and FYI copy, does not get printed to be signed.

The Highway Superintendent knows that when we come in to stripe the roads, other roads can be added or changed, the final voucher for payment will be based on what actually is painted.

Should you have any questions please let me know. Thank you.

### Brian

Brian N. Scala **Deputy Commissioner** Highways, Bridges & Structures 6000 Airport Road Oriskany, New York 13424 (315)793-6214

### ONEIDA COUNTY - TOWN/VILLAGE PAVEMENT MARKING AGREEMENT 2016

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_\_, 20\_\_\_ by and between the County of Oneida, a municipal corporation organized and existing pursuant to the laws of the State of New York, hereinafter referred to as "COUNTY" and the Town of New Hartford, a municipal corporation organized and existing pursuant to the laws of the State of New York, hereinafter called "TOWN", collectively, "Parties".

WHEREAS, the COUNTY proposes to perform striping on the improved Town road system located within the geographical boundaries of Town.

NOW, THEREFORE, in consideration of the mutual covenants contained in this Agreement, and other good and valuable consideration, COUNTY and TOWN agree as follows:

### 1. TERMS:

- 1.1. The term of this Agreement shall be from May 1, 2016, to November 1, 2016.
- 1.2. The COUNTY shall perform work in the form of pavement marking and/or striping of improved TOWN road system (hereinafter referred to as the "Roads"), as outlined in attached Exhibit A. Exhibit A includes the exact Roads to be striped including the mileage, and center line(s) and edge line(s) where the striping is to be performed by the COUNTY.
- 1.3. The COUNTY will furnish machinery, materials and labor to perform striping on the Roads.
- 1.4. The TOWN shall be responsible for identifying the Roads, including but not including but not limited to center lines and edge lines, and determining mileage of TOWN Roads under this Agreement.
- 1.5. In performing under this Agreement, all applicable governmental laws, regulations, orders, ordinances and other rules of duly constituted authority will be followed and complied with in all respects by all Parties.
- 1.6. No provision of this Agreement shall be deemed to have been waived by either Party, unless such waiver shall be set forth in a written instrument executed by such Party. Any waiver by any of the Parties to any of the provisions of this Agreement shall not imply preceding or subsequent waiver of that or any other provision, unless explicitly stated otherwise.

### 2. PAYMENT:

2.1. The TOWN agrees to reimburse the COUNTY for all labor, materials and, equipment used by the COUNTY to perform striping of the Roads.

2.2. The price for the striping shall be an amount per mile as set forth in Exhibit B.

### 3. **INDEMNIFICATION**:

- 3.1. The COUNTY agrees that it shall defend, indemnify and hold harmless the TOWN from and against all liability, damages, expenses, costs, causes of actions, suits, claims or judgments arising from property damage, personal injuries or death to persons arising from or out of the work of the COUNTY and its agents, servants or employees, and from any loss or damage arising from the acts or failure to act or any default or negligence by the COUNTY or failure on the part of the COUNTY to comply with any of the covenants, terms or conditions of this Agreement.
- 3.2. The COUNTY shall NOT be required to defend, indemnify and/or hold harmless the TOWN against claims alleging negligent acts of commission or omission attributable to the TOWN, including claims alleging negligent identification of the Roads by the TOWN including but not limited to information contained in Exhibit A, or claims alleging negligent design and/or signing of the Roads.

### 4. 5. <u>NON ASSIGNMENT:</u>

5.1. No assignment by either of the Parties to this Agreement of any rights, including rights to monies due or to become due under this Agreement or delegation of any duties under this Agreement, shall be binding upon the Parties until their written consent has been obtained.

### 6. SEVERABILITY CLAUSE:

6.1. If any provision of this Agreement or any part thereof is or becomes void or unenforceable by force or operation of law, the parties agree that the Agreement shall be reformed to replace the stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision. Further, the parties agree that all other provisions shall remain valid and enforceable.

### 7. CHOICE OF LAW/FORUM:

- 7.1. If either Party elects to commence litigation against the other in connection with any matter relating to or arising out of this Agreement, it shall do so in a New York State Court of competent jurisdiction sitting in Oneida County, New York or in the United States District Court for the Northern District of New York.
- 7.2. This Agreement shall be construed and enforced in accordance with the laws of the State of New York.

### 8. ENTIRE AGREEMENT:

- 8.1. This Agreement contains the binding contract between the Parties and supersedes all other agreements and representations, written or oral, on the subject matter of this Agreement.
- 8.2. All exhibits to which reference is made are deemed incorporated in this Agreement, whether or not actually attached.
- 8.3. Oral statements and understandings are not valid or binding, and neither this Agreement nor any other shall be changed or modified except by a writing signed by all Parties.
- 8.4. This Agreement may be executed in any number of counterparts, each of which shall be deemed an original, and all of which together shall be deemed one and the same instrument.

### 9. TERMINATION:

9.1. This Agreement may be terminated by either Party, for any reason, upon thirty (30) day's written notice. In such event, COUNTY shall be entitled to compensation as provided for herein for all services performed up to and including the date of termination.

### 10. AUTHORITY TO ACTISIGN:

10.1. The TOWN hereby represents and certifies that it has the power and authority to execute and deliver this Agreement and to carry out its obligations hereunder. The execution and delivery by TOWN of this Agreement and the consummation of the transactions contemplated herein have been duly authorized by the TOWN; no other action on the part of the TOWN or any other person or entity, whether pursuant to its Articles of Incorporation, Articles of Operation, Operating Agreement or Bylaws, as the case may be, or by law or otherwise, are necessary to authorize the TOWN to enter into this Agreement, or to consummate the transactions contemplated herein.

### 11. ADVICE OF COUNSEL:

11.1. Each Party acknowledges that, in executing this Agreement, such Party has had the opportunity to seek the advice of independent legal counsel, and has read and understood all of the terms and provisions of this Agreement.

[THIS SECTION INTENTIONALLY LEFT BLANK]

COUNTY OF ONEIDA	TOWN OF <u>NEW HARTFORD</u>
By:	Ву:
Dennis S. Davis, Commissioner Oneida County DPW	Town Supervisor
COUNTY OF ONEIDA	By: Highway Superintendent
By:	
Anthony J. Picente Jr. Oneida County Executive	
APPROVED	
Ву:	
Merima Smajic, Assistant Oneida County	
Attorney	

# Rnad Striping Harremont WIDnoida Pounts

EXHIBIT A - 2016 Striping Agreement - Town/Village of -\_

				-								TILDEN		MERKETT DE	Kun ST.	Dunis en.	Sajoupin	WILLIAM RA.	ONEIDA ST.	SESSIONS KIR	mallory M.	GRANGE HILL	3	ROAD
	-			-								MCEPANT ST.		P5. P2	1	CANDER ST.	OXFORD CD	GENEREE ST.	UTICK CITY CINE	ONEIDA ST.	· ONSIDAST	UNS NOTHER	FROM	
		THE REAL PROPERTY AND ADDRESS OF THE PARTY AND	a projektivi									HIGGY RO.		RT 12 13	ONE I DA	16.12	1260 HILL ).72	127. 12	TOWN PARIS LINE	ı vo	Dous com	DWN LINE	TO	
į												1.63		1.18	0.54	1.37	0331	0.3)		1019	1.35	170	Miles	
										14,09		Ÿ		7	42	*	¥	۲	4	×	4	Ϋ́	Line	Center
							·	,		14.50g	ì	X	,	7	×	۲	7	مح	4	ヤ	×	×	Line	Edge
										John Mills		MAY SE CHOWS BUTTO								Total Control				

### **EXHIBIT B**

### **MATERIAL COST FOR PAINTING 2016**

### **MATERIAL COST FOR PAINT**

PER GALLON COST FOR YELLOW PAINT	\$8.80
PER GALLON COST FOR WHITE PAINT	\$8.55
BEAD COST PER POUND	\$0.2982
EQUIPMENT COST PER HOUR	\$115.32
LABOR COST PER HOUR	\$189.41
(2-PERSONNEL IN STRIPPER, 2-PERSONNEL I	IN CONE TRUCK, 1-PERSON IN FOLLOW TRUCK,
1-PERSON IN MARKOUT TRUCK = \$122.20 +	+ FRINGE = \$67.21 = \$189.41)

### **COST PER MILE FOR CENTER**

TOTAL COST PER MILE CENTER LINE		=	\$580.05
PERSONNEL COST		_=_	\$189.4 <u>1</u>
EQUIPMENT COST		=	\$115.32
6 LBS BEADS PER GALLON = 156 LBS	@ \$0.2982	=	\$ 46.52
26 GALLONS YELLOW PAINT PER MILI	E @ \$8.80	=	\$228.80

### **COST PER MILE FOR EDGE LINE**

TOTAL COST PER MILE EDGE LINE	=	\$532.19
PERSONNEL COST		<u>\$189.41</u>
EQUIPMENT COST	=	\$115.32
6 LBS BEADS PER GALLON = 132 LBS @ \$0.2982	=	\$ 39.36
22 GALLONS WHITE PAINT PER MILE @ \$8.55	=	\$188.10

Zoning Board Vacancies

From:	
Sent:	

David Reynolds <dmr100@msn.com> Tuesday, May 31, 2016 3:27 PM

To:

Young, Gail

Subject:

Re: AGENDA.Town Board Mtg.June 8,2016

Sent from my iPhone D. M. Reynolds dmr100@msn.com

On May 31, 2016, at 2:50 PM, Young, Gail <gyoung@town.new-hartford.ny.us> wrote:

In order to prepare the agenda for the June 8, 2016 Town Board Meeting, it will be necessary that I receive from you any matter(s) which you feel should be discussed at that meeting.

Please check applicable st	atements:		
No matters to be	considered		
_X Place the followin	g on the Agenda:		
ZBA vacancys/appointments	John Montrose	+ Lenora C.	<u>Mura</u> d

This information must be received in my office no later than 4:00 P.M. on Thursday, June 2, 2016. DEPARTMENT HEADS – PLEASE REMEMBER THE NEW PROCEDURE -- TO DISCUSS YOUR MATTERS WITH YOUR STANDING COMMITTEE MEMBERS, THE CHAIRPERSON OF WHICH MUST SEND ME AN E-MAIL TO ADD YOUR ITEMS TO THE AGENDA.

IN ADDITION, DUE TO CHANGES IN STATUTE THAT BECAME EFFECTIVE FEBRUARY 2, 2012, REQUIRING THE POSTING OF THE AGENDA AND SUPPORTING DOCUMENTS ON THE TOWN'S WEBSITE, IT WILL BE NECESSARY FOR YOU TO FURNISH ME WITH BACKGROUND INFORMATION RELATED TO THE SUBJECT(S) YOU ARE PLACING ON THE AGENDA, INCLUDING BUT NOT LIMITED TO PROPOSED LEGISLATION, COMMUNICATIONS, ETC. IF YOU HAVE ANY QUESTIONS IN THIS REGARD, PLEASE CONTACT ME AT YOUR EARLIEST CONVENIENCE. I MUST ASK FOR YOUR COOPERATION IN SUPPLYING ME WITH THE DOCUMENTS BY THE THURSDAY DATE NOTED ABOVE, AS THIS CAN BE A TIME-CONSUMING TASK AND MUST BE ON THE WEBSITE PRIOR TO THE TOWN BOARD MEETING.

Thank you!

**GWY:s** 

From:	James Messa
Sent:	Thursday, June 02, 2016 4:33 PM
To:	Young, Gail
Subject:	FW: AGENDA.Town Board Mtg.June 8.2016
Smigle; M. Eileen Spellma Schwenzfeier, Barb; Sherr <b>Subject:</b> AGENDA.Town I In order to prepare the ag	b; Darlene Abbatecola; Dreimiller, Dan; Inserra, Michael S.; James Messa; Jeffery, Mike; Lisa n; Miscione, Paul; New Hartford Supervisor; Reynolds, David M.; Richard Woodland Jr. (E-mail nan, Richard C.; Tyksinski, Patrick M. Board Mtg.June 8.2016  genda for the June 8, 2016 Town Board Meeting, it will be necessary that I receive hich you feel should be discussed at that meeting.  atements:
X Place the followin	g on the Agenda:
ZBA - 2 positions expired,	motion to fill position. Montrose + Murad)
This information must be	received in my office no later than 4:00 P.M. on Thursday, June 2,
	ADS – PLEASE REMEMBER THE NEW PROCEDURE TO DISCUSS YOUR MATTERS WITH YOUR IEMBERS, THE CHAIRPERSON OF WHICH MUST SEND ME AN E-MAIL TO ADD YOUR ITEMS TO
THE AGENDA AND SUPPOR ME WITH BACKGROUND IN BUT NOT LIMITED TO PRO REGARD, PLEASE CONTAC ME WITH THE DOCUMENT	ANGES IN STATUTE THAT BECAME EFFECTIVE FEBRUARY 2, 2012, REQUIRING THE POSTING OF RTING DOCUMENTS ON THE TOWN'S WEBSITE, IT WILL BE NECESSARY FOR YOU TO FURNISH NFORMATION RELATED TO THE SUBJECT(S) YOU ARE PLACING ON THE AGENDA, INCLUDING POSED LEGISLATION, COMMUNICATIONS, ETC. IF YOU HAVE ANY QUESTIONS IN THIS IT ME AT YOUR EARLIEST CONVENIENCE. I MUST ASK FOR YOUR COOPERATION IN SUPPLYING IS BY THE THURSDAY DATE NOTED ABOVE, AS THIS CAN BE A TIME-CONSUMING TASK AND

Thank you!

GWY:s

### LIST OF TOWN OFFICIALS AND BOARDS

Page 4

### NEW HARTFORD PLANNING BOARD - Con't

Heather Mowat

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 12/31/19

Margaret Rotton 18 Danberry Road

New Hartford, NY 13413

Term Expires: 12/31/18

Julius V. Fuks Jr.

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 12/31/17

### NEW HARTFORD ZONING BOARD OF APPEALS

Randy J. Bogar, Chairman 111 New Hartford Street

New Hartford, NY 13413

Term Expires: 6/9/20

Chairmanship Expires: 12/31/15

Teras Tesak

111 New Hartford Street New Hartford, NY 13413

Term Expires: 6/9/20

John Montrose

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 6/9/16

Karen Stanislaus

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 6/9/19

Lenora C. Murad

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 6/9/16

Frederick C. Kiehm

111 New Hartford Street

New Hartford, NY 13413

Term Expires: 6/9/18

Byron W. Elias

New Hartford, NY 13413

Term Expires: 6/9/2018

111 New Hartford Street

## Finance Director Kebort

### Young, Gail

From:

Dreimiller, Dan

Sent:

Friday, June 03, 2016 10:21 AM

To:

Dave, Reynolds; James Messa; Miscione, Paul; Woodland, Richard

Cc:

Tyksinski, Patrick M.; Bohn, Matt; Young, Gail; Lisa Smigle

Subject:

Monthly Board Reports- June Meeting

Attachments:

Bank Account Balances.pdf; Bank Account Balances-Monthly Balances.pdf; Revenues

and Expenditures Summary.pdf; Expenditures-Budget to Actual Thru May.pdf

Dear Board,

Attached are the following Finance Reports updated thru the end of May 2016 for your review and comment:

- Bank Account Balances
- Detailed Expenditure Report- Budget to Actual (previously sent via paper copy)
- Revenues and Expenditures (Summary Report)

Let me know if you have any questions prior to or at the upcoming meeting.

Dan

Daniel T. Dreiniller

Daniel T. Dreimiller

Director of Finance

Town of New Hartford

### AGENDA TOWN SUPERVISOR For MEETING May 8, 2016

- Financial Report
   Insurance renewal
- 3. Executive session re: union negotiations