

**MINUTES OF THE PUBLIC HEARING OF  
THE NEW LEBANON TOWN BOARD ON  
PROPOSED LOCAL LAW NO. 3 OF 2009 ~ TO ABOLISH THE POSITION OF  
DEPUTY COURT CLERK  
HELD ON DECEMBER 14, 2009**

**Present:** Margaret Robertson, Supervisor  
Allen Livermore, Councilmember  
Bruce Baldwin, Councilmember  
Karl (K.B.) Chittenden, Councilmember  
Monte Wasch, Councilmember

**Recording Secretary:** Colleen Teal, Town Clerk

**Others Present:** Jason Shaw, Town Attorney  
Jessica Byrne, Town Justice  
Darcy Poppey, Town Justice  
Diane Brown, Deputy Court Clerk  
Phillip Brown  
Charmel Bergdoll  
Kathy Murnane, NL Rep. to CC Office for the Aging  
Matt Murnane, Planning Board Member  
John Dax, NL Rep. to CC Environmental Management  
Council & ZBA Chairman  
Tony Murad, ZBA Member & Building Committee  
Member  
Helen Burton, LVHS  
Trina Porte, Planning Board Member  
Doug Clark, Councilmember-Elect  
Reporter for *The Chatham Courier*  
Phil Zema, Reporter for *The Eastwick Press*  
Several other members of the public

**CALL TO ORDER:**

Supervisor Robertson called the meeting to order at 6:55 p.m.

**PROOF OF PUBLICATION AND POSTING:**

Town Clerk Teal provided the Town Board with proof of publication and posting and read the published public notices as follows:

**NOTICE OF PUBLIC HEARING  
TOWN OF NEW LEBANON  
COUNTY OF COLUMBIA**

**Proposed Local Law No. 3 of 2009, Amending Chapter 29 – Officers and  
Employees**

NOTICE IS HEREBY GIVEN that a Local Law has been introduced by the Town Board of the Town of New Lebanon to amend Chapter 29 of the Code of the Town of New Lebanon to abolish the position of Deputy Court Clerk. A copy of said proposed

law is available for public review in the office of the New Lebanon Town Clerk during regular office hours as well as on the town website at [www.townofnewlebanon.com](http://www.townofnewlebanon.com).

PLEASE TAKE FUTURE NOTICE that a public hearing upon said proposed local law will be held at the American Legion Hall at 7 Mill Road in New Lebanon on the 14<sup>th</sup> day of December 2009, at 6:55 p.m. and that an opportunity to be heard will be given to those favoring or opposing the passage of said proposed law.

By order to the New Lebanon Town Board  
Colleen Teal, Town Clerk

***PUBLIC COMMENT:***

The following persons spoke in favor of the enactment of Proposed Local Law No. 3 of 2009:  
Charmel Bergdoll.

The following persons spoke in opposition of the enactment of Proposed Local Law No. 3 of 2009:

Phillip Brown,  
Darcy Poppey,  
Jessica Byrne,  
Diane Brown, and  
Trina Porte.

As Town Justice Elect, Ms. Byrne asked the town board to table the decision for one month so she would have the opportunity to become acquainted with the operations of the Town Court.

The Town Board asked the Town Attorney if the town could keep the position as part of the Code but simply not fund for 2010. Attorney Shaw noted that the town would best be served by abolishing the position if that is their intent; if they decide to re-establish the position, it is a simple process.

All persons desiring to be heard, having been heard, a motion was made by Councilmember Wasch, seconded by Councilmember Livermore, and approved to close the Public Hearing at 7:28 p.m.

Respectfully submitted,

Colleen Teal  
Town Clerk