

**TOWN OF DELHI  
BOARD MEETING  
February 11, 2020  
7:00PM**

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

Those present:

Councilmember's: Janet Tweed, Matt Krzyston, and Christina Viafore.

Highway Superintendent Daren Evans

Absent: William Cairns

Residents: Margaret Baldwin, Rick Ackerly, Richard Gumo, Dave Clark

**The Pledge of Allegiance** was led by Councilmember Tweed.

**Privilege of the Floor:**

Dave Clark wanted to equate his purpose here to that of a siren and a fire scene; his purpose here is as a siren. The topic he wanted to bring to awareness is the seriousness of what is going on in government. He discussed the book "Sustainable, the War on Free Enterprise, Private Property and Individuals" by Tom DeWeese; as he has given the clerk and town supervisor copies of the book, he will be purchasing more for all the board members to read in hopes they will read it become aware of what is happening. He read a section of the book to the board; with that he said he hopes everyone reads the book and takes it seriously as it will and does affect everything in our lives. For his closing statement he said what happens when the siren goes off and no one responds.

**Approval of January 14<sup>th</sup> Public Hearing and Regular Monthly Meeting Minutes:**

Councilmember Tweed made a motion to accept all board minutes listed above as presented, with Councilmember Viafore seconding. Motion carried.

**Old Business:**

Supervisor Tuthill stated all members had received a copy of the proposed Local Law No. 001 of 2020 –Local Law to Waive Residency Requirement. He requested a motion be made to schedule a public hearing at 6:45pm on March 10, 2020, and to allow the clerk to advertise such public hearing. Councilmember Krzyston made the motion with Councilmember Viafore seconding. Motion carried.

**New Business:**

Supervisor Tuthill announced he had received a letter from the DEC stating they are coming to do testing around the swimming pool site; they are saying the town is the owner of a solid waste site. Although Tuthill disagrees with this he has signed the authorization for it. He also made it clear if they find anything it will be the Village of Delhi's responsibility as the town attorney and he went back through all the property transfer paperwork and nowhere was it disclosed that they were giving the town a solid waste site. He will keep the council informed as to when they are coming as we can tag along and witness what they do. Councilmember Tweed questioned when they were coming, Tuthill stated within the next month or so. Tuthill stated the mayor sent them a letter stating it was a dump and always had been a dump, and we dug up landfill debris when we dug the pool.

Supervisor Tuthill stated the council had the 2019 budget amendments to balance out the books from his bookkeeper. He asked if anyone had any questions regarding the lines, Councilmember Tweed questioned the amounts for the Playground/Recreation were more than the \$60,000 that was originally anticipated and wondered if there was a breakdown of what all went into it. Supervisor Tuthill stated we only had the one line so paying for contractors and everything else was coming from that, there was some money that hadn't been paid to finish out the contractors so that came out of there. He said that was above the \$60,000; Tweed asked if that was above the amounts already covered for paying for the pool construction, Tuthill said we had to spend some money ahead of grant money coming in, so some of the money is being transferred from after the fact; we are trying to get thing caught up and cleaned up and this should get us pretty much there. He also said on a related note he received an email and they have approved our grant disbursement agreement contract that he sent in; it has been forwarded to the attorneys in Albany and as soon as they sign it and return it we can ask for reimbursement (this is from the Bonacic grant.) He then requested a motion be made to approve the 2019 budget amendments; Councilmember Krzyston made the motion to approve the amendments with Councilmember Tweed seconding. Motion carried.

Supervisor Tuthill asked if Margaret Baldwin of the PAC Committee would like to address the council regarding recreation matters. Baldwin had given councilmember's copies of an updated vendor permit for the pool. The application did not change, but a background check has been added for vendors. Michael Mills, Village of Delhi Police Chief has offered at no charge to do the checks. The PAC Committee came up with a fee of \$25.00 for each permit, and wished the town council for consideration and make the determination. They are requesting the transfer of \$1,465.91 (the cost of the AED) that was paid out of the general, they would like the money that was donated from the Martucci Family Foundation to pay for this and would like the money transferred back to line item A1740.4 which is their budget line (in other words transfer the money to cover the AED from the \$5,000 donation.) Also in the packet are survey maps which were made courtesy of Tom Leo, he requested a thumb drive from the town clerk which he will transfer the information to and this will be given back to the town. This thumb drive can be used by playground companies for the planning and designing eventually. The PAC approved about a year ago the purchase of a bronze plaque; a donor recognition plaque at a cost of less than \$1,500 which they are requesting be paid through the \$10,000 donation from this past summer, she has a rough draft of it. The 4x8 brick project is ready to be launched; there are some community members and organizations that are interested in this project. These are engraved bricks which would edge the sidewalks. The PAC Committee would like to be part of the mowing bid as the grass clippings in the pool area, possibly bagging in the bid to address this. To date there are no applications in for the positions available at the pool, the PAC will address this at the next meeting.

Councilmember Krzyston stated he felt the number for the vendor permit fee was good (\$25.00). He then made the motion to set the vendor fee for 2020 for \$25.00 for the season; Councilmember Viafore seconded the motion, motion carried.

Supervisor Tuthill stated that as far as the plaque the board would have to approve spending the money and if spending money for the bricks was required that also would have to be approved by the board. Ms. Baldwin stated they are hoping that the brick project would be independent to us; to where Tuthill stated more of the Pool Committee than the PAC Committee. Councilmember Krzyston asked if it was a fundraiser. To which Baldwin said it could be conceived as such; so they are stepping back and are realizing community members completely independent of the committee that are interested in launching it and taking it forward. They would have to come to the board to see if it is okay to actually lay the bricks by the sidewalk. Supervisor Tuthill reiterated that neither the PAC Committee nor the Town can fundraise that is why the Pool Committee is still active; so they can fundraise and donate to the town. Ms. Baldwin again stated the PAC Committee is hoping that the plaque will be coming out of the savings; this is a way of recognizing and showing appreciation of the high donors. A motion was made by Councilmember Tweed authorizing to have the plaque made at a cost not to exceed \$1,500. Councilmember Krzyston seconded the motion, motion carried. Baldwin will bring the proof of what the plaque will look like to the board.

## **Committee Reports:**

**Highway/Machinery:** (Councilmember's Tweed & Cairns) – Written report from Superintendent Evans was given to council members (see attached.) Councilmember Tweed offered Evans the floor to speak about the positions. Superintendent Evans stated that to fill our open operator position, he is proposing for Shawn Ackerly to fill the position. Ackerly has been filling in for the position part time. Evans further stated that for the mechanics position Dennis Miller has applied for it and he has been working with us for the past month and a half as a part timer also doing the work of the vacant position, Supervisor Tuthill stated this must go through Delaware County Personnel to make sure he has the qualifications as they must certify the payroll, so they must have the training necessary that is set for that position. Tuthill asked Evans to give him all the paperwork on Miller and he will take it to Personnel as he has a meeting set with them. A motion was made by Councilmember Tweed to hire Shawn Ackerly at an hourly rate of \$22.36 per the union contract; Councilmember Krzyston seconded the motion. Motion carried. Highway Superintendent Evans announced he is hiring Brian Rosenthal as interim Deputy Highway Superintendent. Councilmember Krzyston made the motion to approve the appointment with Councilmember Tweed seconding, motion carried. The new snow plow which was purchased through the donation has been installed and put to use already. There are definitely truck issues which are included on his report. Tuthill questioned the 05 Oshkosh and asked if that was being farmed out, Evans stated we are trying to get someone to come here and fix it, instead of having to have it towed at the additional cost. For now it is definitely out of service until it can be fixed. Evans stated if there were no further questioned he needed to leave for fireman's training.

**Recreation/Health/Youth:** (Councilmember's Tweed & Viafore) – Councilmember Tweed announced she had seen the video of the Ice Skating Rink with Councilmember Krzyston being there; it was good publicity for us and thank him for doing it. Councilmember Krzyston thanked Rick Ackerly for being there also. He further stated Mr. Ackerly and Tomas Aguirre have stepped up to the plate to take care of the rink and they don't want to be paid anything. They have cleaned skate shack, the ice and have kept everything in place, they have done a lot. They have also purchased things for the ice rink on their own and Krzyston wished to discuss with the board members reimbursing them with receipts being turned in. Supervisor Tuthill stated they should bring the receipts to the office and they can be reimbursed less sales tax. Councilmember Krzyston made a motion to reimburse them for basic things such as brooms, shovels and a hose. Councilmember Tweed seconded the motion. Motion carried. Councilmember Tweed announced open gym is going on. It is scheduled through February; there is a possibility it can be extended per Councilmember Krzyston.

**Economic Development/Shared Services:** (Councilmen Cairns & Krzyston) – Councilmember Krzyston stated they had a meeting with the Shared Services Committee, the topic of discussion is the housing study which is underway and we are a partner on. He announced on February 25<sup>th</sup> there will be an informational gathering session at the cafeteria of Delaware Academy from 6-8pm; they are encouraging people who live in Delhi or work in Delhi or work in Delhi to attend and everyone will have the chance to speak and learn about what you think should be done. There will be surveys on line to fill out for those that live in the greater Delhi area; whatever you input will be included in the final report for housing needs which will be developed in several months. There will be press releases, on our website and social media; the consultants will help us and will have a dedicated webpage.

**Personnel:** (Councilmember Cairns & Councilmember Tweed) – Councilmember Tweed announced that the audits have been completed for the Town Justice Court, the Bookkeeper and the Town Clerk/ Tax Collector. The copies have been submitted to the town clerk. A motion was made by Councilmember Tweed to accept the completed filing of audited accounts for Town Court Justice, Town Bookkeeper and Town Clerk/Tax Collector; Councilmember Krzyston seconded the motion. Motion carried. The Town Clerk will send a copy of the minutes along with the Court Audit to the Unified Court System.

**Building:** (Councilmember's Cairns & Krzyston) – Supervisor Tuthill asked if both Councilmember's had gotten anything on the building from the contractor. Councilmember Krzyston stated no, not at this time. Tuthill stated they need to follow up with the contractor. The clerk stated she had a box in her office the Highway Superintendent and Deputy had given her in regards to the highway garage (all the specs.) Tuthill stated he only wanted the roof, she stated the building committee can stop by and look at it to see what is appropriate for their needs.

**IT:** (Councilmember Tweed & Councilmember Viafore) – Councilmember Viafore announced we have a new website; townofdelhiny.com. She thanked the clerk for her work with Aisle8, she and Tweed also has access to the site to make edits as well and it is all ADA compliant. Councilmember Krzyston stated he had an email from Dave Kopecek (Aisle8) in regards to our historians request for her cemetery research to be incorporated to our site. He asked him for a quote and what it would take to put them on there; he has an element that will allow everyone to add pictures. It would give the website a new capacity at a cost estimated at \$350.00 - \$400.00.

**CODES:** (Councilmember Cairns & Krzyston) – Councilmember Krzyston stated for the month of January three permits were issued. Krzyston further stated he has heard there has been some traffic regarding the composting issue; he understands they are on a hold due to their own issues and was unaware of what the Code Officer was doing. Krzyston's concern was that we had told residents they must write complaint letters and he understands we have received several; Supervisor Tuthill stated he had spoken with the Code Officer and a letter will be sent and it is moving forward.

#### **CODES Monthly Report:**

A motion was made by Councilmember Krzyston to accept the January 2020 Code Report. Councilmember Tweed seconded the motion. Motion carried.

#### **Justice Court Report:**

A motion was made by Councilmember Krzyston to accept the January 2020 Justice Court Report. Councilmember Viafore seconded the motion. Motion carried. Judge Gumo discussed with the board the new discovery law and how it is affecting the court system. He also stated the credit card system is working well.

Tuthill stated he had a related issue regarding payments the fire department. Two years ago we got slapped saying we couldn't run it through the town books; no way no how it had to be a check from the tax collector directly to the fire department. Now two years later different auditors and we have to run it through the town's books. Tuthill stated we are going back to the old way, he wishes we could get the actual answer as to which is the right way.

#### **Clerk's Monthly Report:**

A motion was made by Councilmember Tweed to accept the January 2020 Clerk's Report and seconded by Councilmember Krzyston. Motion carried. Tuthill stated the board all received the tax collection report and the Town's funds have all been paid; money's will now be forwarded to the county.

#### **Supervisor's Financial Report:**

Supervisor Tuthill stated we don't have a supervisor's report this month as we have to close out last year first. They budget amendments discussed earlier will allow us to close out and we will probably have two next month for January and February. He also stated that there was an issue with paychecks again, some of the guys paychecks dollar per hour rate did not show up on their paystubs; it showed up on the computer screen but not on the paper. This year we had three that for some reason their pay rate did not show up on their paystubs, so we have been going back and forth with Williamson to get it corrected again; why it didn't hold from the last time it was corrected he doesn't know. Everything on paper checks out right so they are being

paid correctly, but it bothers them that their rate is not showing up on their stubs along with the overtime rates.

**Supervisor's County Report:**

Supervisor Tuthill stated they have the new committee assignments, basically he is on the same committees; the only difference this year is he is Chairman of the Shared Services Committee. The county is trying to hire a new IT director. He told the board how the process is going trying to obtain a new director and stated the former director Joe DeMauro was a good guy and will be hard to replace. Further, the board had the five minute proposal on the new highway garage idea which makes a whole lot more sense. Councilmember Krzyston questioned what the next step is for them. Tuthill stated we should see a resolution for the upcoming meeting authorizing them to move forward with moving the heavy mechanics down to the landfill, a small satellite garage in Kortright behind the town hall and a new office on the corner of Bridge and Main Streets. They will keep the old Wickham's building solely for the light duty mechanics. Councilmember Tweed questioned if there was any word on Board of Elections and the other small offices in that building. Tuthill stated he did not believe they will be put in the DPW new office, with the size of the lot it would end up being a three story building. It would basically triple the cost of the building if they go three stories. They are still investigating other options for those agencies. Councilmember Krzyston questioned if 97 Main would be used by the county. Tuthill stated Sheppard's are trying to sell it to the county, but the amount is not very agreeable. Krzyston asked if purchased what would it be used for, Tuthill stated if they did purchase the back part of 97 Main that would be where they would put elections and veterans. Supervisor Tuthill further stated they had a Coalition of Watershed Towns meeting which he is the chair; the National Academy of Sciences is doing a study on NYC Land Acquisitions and water quality which they are in the final stages of drafting now. They say the report should be out by the middle of this year; at that point all parties will sit down and review. Councilmember Tweed questioned stream side, Tuthill stated that was to be part of the study and added the last two parcels they have done this.

**Abstracts:**

Supervisor Tuthill requested a motion be made to approve Abstract #002-2020; Councilmember Tweed questioned the voucher for the tax levy to the fire department as the numbers did not seem to add up correctly. Councilmember Viafore stated the tax levy did not seem to add up to what the check was voucher for. Tweed stated they were not the same and with the correction being made to the Fire Department voucher, Supervisor Tuthill requested a motion to approve Abstract #002 - 2020 accounts A – SF Voucher No. 0028 – 0077 equaling \$291,880.87, account TA Voucher No. 00138-00140 = \$3,773.37. Total vouchers presented equaled \$295,654.24. Councilmember Tweed also requested that one of the vouchers presented to be changed to reflect the correct accounts as it had been debited incorrectly the wrong account although the amount of the bill was correct. With the two changes made a motion was made by Councilmember Tweed to approve Abstract No. 002-2020. Councilmember Viafore seconded the motion. Motion carried.

**Adjourn:**

A motion to adjourn was made by Councilmember Viafore at 8:40pm with Councilmember Krzyston seconding. Motion carried.

Respectfully submitted,  
*Elsa Schmitz*  
Elsa Schmitz  
Town Clerk  
Town of Delhi