

**TOWN OF DELHI  
BOARD MEETING  
September 10, 2019  
7:00PM**

Supervisor Tuthill called the meeting to order at 7:07pm.

Those present: Councilmember's Janet Tweed, Al Perkins, Matt Krzyston, Bill Cairns  
Hwy Superintendent Daren Evans

Residents: Court Clerk Kathleen Tofts, Town Justice Richard Gumo, Rosie Cunningham The Reporter

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

Councilmember Cairns requested a moment of silence in honor of all those that lost their lives on September 11, 2001.

**Privilege of the Floor:**

**Approval of August 13, 2019 Meeting Minutes:**

Supervisor Tuthill noted that the word meeting was twice in the August 13<sup>th</sup> meeting minutes in error, with the fix he requested a motion be made for approval. Councilmember Krzyston made the motion to approve the minutes of both meetings with Councilmember Cairns seconding. Motion carried.

**Old Business:**

Supervisor Tuthill stated he and Councilmember Krzyston had not heard from Charter Communications regarding the Franchise Agreement, as such the matter was tabled.

Councilmember Cairns stated he has gotten zero response from the college regarding the courtroom renovation, he believes they have lost interest in helping. He further stated that he and Councilmember Krzyston had taken a walk around audit of the property and they will be putting together a list of projects that will be put out to bid. The individual who gave the bid for the install of the ATM did not have insurance therefore we are unable to use his services. At this point he feels it is our best bet to meet with contractors and discuss. Kathleen Tofts, Court Clerk spoke and asked to move her office to the DA's area in the courtroom in the interterm. To run the internet connection line is nominal. Supervisor Tuthill stated it was not a big deal, he was hoping that the college would have chosen to do the work, now we will have to look into contractors bidding. Councilmember Perkins asked if there was a possibly that the ATM machine could move forward; Tuthill stated under new business the court is requesting to accept credit cards in the interim. Councilmember Cairns asked if the ATM would be necessary if the court were to use credit cards, Tofts stated the fees associated with the credit cards were higher and would like the ATM machine in addition as there is no cost to the town other than installation.

**New Business:**

Supervisor Tuthill stated with above being discussed already with the court accepting credit cards; he requested a motion that he be allowed to sign the contract with Govpay.net. Councilmember Cairns made the motion for Tuthill to sign the contract with Councilmember Krzyston seconding. Motion carried. Councilmember Krzyston made the motion to allow the Court Clerk to move her office to the DA's area with Councilmember

Perkins seconding. Motion carried. Supervisor Tuthill also stated they will get contractors to give estimates on the court room renovations.

Supervisor Tuthill stated he had received the Intermunicipal Agreement from the Village of Delhi regarding the pool monies. The village has agreed that the letter from the Town Clerk will be accepted as an invoice, once the agreement is signed and returned the village will act upon it. Councilmember Perkins made the motion to accept the Intermunicipal Agreement, MOU for the transfer of the \$91,983.02 to the Town of Delhi. Councilmember Tweed seconded the motion. Motion carried.

Supervisor Tuthill presented to the councilmember's a proposal for Local Law No. 001 of 2019 it is basically the Town of Hamden's road preservation law. There is another substation proposed to be built on Hamden Hill and with the issues last time, it's time to protect the town and require a bond where work is to be done. This would cover not only for this type of work but logging or anything where heavy equipment will be used. The Code Officer would hand out the application and refer the party to the Highway Superintendent. Tuthill stated the town attorney is reviewing the proposed law although he does not anticipate any issues. He requested a motion to hold a public hearing on the proposed law for the October meeting. Councilmember Tweed made the motion to hold the public hearing with Councilmember Cairns seconding. Motion carried. The public hearing will be held October 8<sup>th</sup> at 6:45pm prior to the regular monthly meeting.

Supervisor Tuthill announced we had received the 2019 Summer Recreation Report from the Village of Delhi. Councilmember Tweed requested the clerk email her a copy of the report.

Supervisor Tuthill requested a motion be made for approval of assessors training for Joe Gifford and Jim Corcoran. Councilmember Perkins made the motion to approve both Gifford and Corcoran to attend the Exemption Administration Assessors Training program to be held in Oneonta on Friday, September 13<sup>th</sup>, Councilmember Krzyston seconded the motion. Motion carried.

### **Committee Reports:**

**Highway/Machinery:** (Councilmember's Perkins & Cairns) – Written report from Superintendent Evans was given to council members. Highway Superintendent Evans stated Peakes Brook may not get done this year, and we are hoping for one more round of oil and stone this year. Weather is playing a part in it we will see what we can do. Grit we lack 3,000 tons, but they are running every day. Councilmember Tweed stated there was a thank you from the Catskill Challenge Road Race; they appreciated the cleaning of the road for the race. Councilmember Perkins asked if there was room for the speed bumps to be put away for this winter as the pool committee has been unable to get them in; Evans stated yes they will store them. Councilmember Cairns asked where the highway department was in getting rid of the old surplus dump trucks. Evans stated they are still here; it's a matter of putting them on Auctions International and seeing if they go for anything (it's the Volvo and the 85 Oshkosh) neither is road worthy they will be parts trucks. We have taken parts off of them.

**Health/Youth:** (Councilmember's Tweed & Cairns) – Councilmember Tweed stated the Complete Streets meeting for the county was held this past week. The new signs to replace the ones on Sherwood's have been ordered. They have money available again for projects to make more age friendly communities and to promote activities throughout. The sixth grade design club if they are going to have a club again this year has some ideas as to what to build at the playground. They are working on that and seeing where that is going to go.

**Economic Development/Shared Services:** (Councilmen Perkins & Krzyston) – Councilmember Perkins stated they had a shared services meeting last week. Barb Jones is the new representative from the

village. They are looking at the Comprehensive Plan to update it as it is quite old. They are beginning to form that committee, looking for money to get the plan started again. We have completed a lot of the items that were on the plan from before. They were also able to obtain picnic tables from the college for the pool and Reservoir Park which will be opening up again. Perkins has been in contact with the president of the college regarding the ongoing hotel; they are still waiting on New York State regarding the land swap as it is a legislative issue. Supervisor Tuthill stated on a related front Nick Carbone the new head of Watershed Affairs went to the Delaware River Basin Committee because they cut back the water pumping permit numbers for the village and was able to get it back up to over 30 million gallons/month; so future expansion will not be limited by the ability to pump water. Councilmember Krzyston stated shared services talked about the ice rink and he has written an ad for applicants who would like to apply to maintain the ice rink. They want to run the advertisement soon to get someone before the season starts. Councilmember Cairns asked the condition of the rink; Perkins stated it is a new liner. The only problem was the bathrooms last year; the door was left open and the village incurred expense from frozen pipes. During discussions the shared service committee will have the police check the area to make sure the doors are locked after hours. Krzyston stated we had budgeted in the past a \$1,000 for someone to maintain it and the committee feels it should be raised to \$1,500 as it is a lot of work. Weather permitting it is a four month job. Discussion regarding bidding or advertising; the cost is covered by the Town of Delhi, the Village of Delhi covers the costs for the cleaning of the bathrooms and making sure the door is locked. Krzyston has done an ad and a job description. Councilmember Perkins made a motion to advertise the position at \$1,500 with the idea that we are reaching out the Community Fund for their support in the expense. The motion was seconded by Councilmember Cairns. Motion carried. Councilmember Krzyston was directed to send the ad to the town clerk; Supervisor Tuthill will speak with the bookkeeper regarding how pay is to be handled. Councilmember Perkins stated shared services discussed the housing study also; it has been put back out to bid again. The RFP's have gone out to consultants. Perkins spoke with Glen Nealis of Economic Development and there are three interested in the project.

**Recreation:** (Councilmember Perkins) – Councilmember Perkins stated the pool closed on Labor Day, we will be getting a full report from John at the next PAC meeting next week. It will be shared with the Town Board. The cover has been ordered for the pool and the pool will be officially shut done. We will be heating the equipment room and need to make sure everything is done properly with the bathrooms to winterize them. If they do leave heat on in the bathrooms it will be at a very low temperature. The security system is partially installed; we are waiting on a couple of things. Councilmember Tweed is the lead it person for the security system, she will be establishing the list of people to be notified if anything goes wrong. The clerk requested copies of all information once established.

The only thing at this time that is outstanding is Mancini the general contractor's final bill.

Supervisor Tuthill stated on a different note that the final paperwork went out Monday for the DASNY Grant for the truck. They have told Tuthill to expect a check within six weeks. Councilmember Perkins stated that he has spoken with DASNY regarding the Bonacic grant \$100,000 money for the pool and have been assured the final contract would be here, Tuthill told Perkins to call again.

Councilmember Tweed wished to thank the following for donating time and materials towards the pool:

Joe Cantwell

Larry Govendo

Shawn Ackerly

It was a really nice contribution towards our community pool.

Councilmember Perkins stated they are moving forward with a new playground design for the playground, they are getting assistance from Delaware Academy whose students last year installed a new piece of equipment.

They are working on a new kiosk to explain the piece of equipment as well possibly other information. The old pool committee is still intact and will moving towards another grant once we close out with Parks & Recreation to continue the project that they had planned with the playground.

**Personnel:** (Councilmember Perkins & Councilmember Tweed) –Councilmember Perkins stated Councilmember Tweed had the information on the training required by New York State on sexual harassment. He further stated that all employees will be required to watch videos and that this was an annual training.

**Building:** (Councilmember’s Cairns & Krzyston) – Councilmember Cairns stated he and Councilmember Krzyston will be looking to get dollar figures together to see what can be worked into the budget for repairs. One thing in particular that they spotted and concerning was there is an area above courtroom where the siding is falling off, this needs to be addressed sooner than later. The toilet in the main hallway is running continually; they will call a plumber tomorrow to have this fixed. Also, the new door knobs are in. A list will be made as to who will have keys; a date will be set and those that need keys will be notified. Any extra keys will have to be a board decision. Councilmember Perkins stated there are meetings happening here and keys are necessary for them; he then stated a pool meeting will be held next week and they need to get in. The town clerk stated that these meetings are not being advertised and she is not getting notice; further they must be advertised. She stated that she has told the committees that they need to give prior notice so that these committee meetings are advertised to the public. Councilmember Tweed stated they are having a meeting September 17<sup>th</sup> at 6:30pm, the town clerk stated it is too late to advertise the meeting. The town clerk stated someone has to get her a list of when these meetings will be held; it would be great if these pool meetings in January would be advertised for the year, as we do for the monthly town council meetings. Doing so would save on advertising also. Supervisor Tuthill reiterated the clerks concerns of not advertising these meetings. Tuthill further stated not everyone on these committees will get keys; he will contact everyone once a date is set for replacing the locks.

**IT:** (Councilmember Tweed & Councilmember Krzyston) – Councilmember Tweed stated the updates are still being worked on. He is using the **US Web Designs System** which is taking time. The clerk stated she is emailing the company and letting them know when she is putting things on the website so that they can move it to the new site.

**CODES:** (Councilmember Cairns) – Councilmember Cairns four permits were issued in August, the big projects are still going on and Dale has been busy with inspections and meetings. He did a dozen inspections in August also.

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

A motion was made by Councilmember Cairns to accept the August 2019 Code Report. Councilmember Krzyston seconded the motion. Motion carried.

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

A motion was made by Councilmember Krzyston to accept the August 2019 Justice Court Report. Councilmember Tweed seconded the motion. Motion carried.

#### **Clerk’s Monthly Report:**

A motion was made by Councilmember Krzyston to accept the August 2019 Clerk’s Report and seconded by Councilmember Cairns. Motion carried.

#### **Supervisor’s Financial Report:**

Councilmember Tweed made the motion to approve the August 2019 Supervisor’s Report, with Councilmember Krzyston seconding. Motion carried.

#### **Supervisor’s County Report:**

Supervisor Tuthill stated there are rumblings of the DPW attempting to go after the MacFarland property again. Councilmember Perkins stated it is interesting that the property has never been sold and hasn’t even been on the market that he is aware of. Further back when money transferred that no one could find it’s interesting that the property is still be held on to in his opinion. Several farmers wanted to buy the property and were turned down.

Councilmember Krzyston asked if we needed to do anything at this time; Tuthill stated he believes it would be a hard sell as this has already been addressed. They have been told there will be lawsuits if they attempt this again,. He will keep the board informed. Councilmember Perkins requested information on the Scuderi case with the county. Tuthill stated there have been four hearing dates set; he believed it will start next week. Following the hearing the hearing officer will write his report with recommendations. He expects the results by the end of October, once that happens it will be a foil able document. The county is starting their budget process. The town bookkeeper has closed out August and will be distributing worksheets to department heads. The following dates were determined for workshops to be held at 4:00pm:

Thursday, September 26<sup>th</sup>, Wednesday, October 9<sup>th</sup>, Wednesday, October 16<sup>th</sup>, Wednesday, October 24<sup>th</sup> and Wednesday, October 30<sup>th</sup>.

A motion was made by Councilmember Perkins to hold a public hearing at the next board meeting October 8<sup>th</sup> at 6:40pm for Local Law No. 002 of 2019; local law to override the tax cap. Councilmember Krzyston seconded the motion. Motion carried.

A motion was made by Councilmember Cairns and seconded by Councilmember Perkins to have the town clerk advertise for the budget workshops along with both public hearings. Motion carried.

**Abstracts:**

Councilmember Krzyston made the motion to approve Abstract #009 - 2019 accounts A – SF Voucher No. 00332 - 00394 equaling \$117,521.41, account TA Voucher No. 00121 - 00123 equaling \$14,267.51. Total vouchers presented equaled \$131,788.62. Councilmember Perkins seconded the motion. Motion carried.

**Executive Session:**

A motion was made by Councilmember Cairns to enter into executive session at 8:15pm to discuss the employment history of a particular individual. Councilmember Perkins seconded the motion. Motion carried. Supervisor Tuthill requested Highway Superintendent Evans to remain. Clerk was excused at 8:15pm. A motion was made by Councilmember Tweed to come out of executive session at 9:01pm with Councilmember Perkins seconding.

**Adjourn:**

A motion was made by Councilmember Cairns at 9:02pm to adjourn with Councilmember Tweed seconding. Motion carried.

Respectfully submitted,

*Elsa Schmitz*

Elsa Schmitz  
Town Clerk  
Town of Delhi