

**TOWN BOARD MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT TOWN HALL, 8635 CLINTON STREET, NEW HARTFORD, NY ON
WEDNESDAY, JULY 9, 2025 at 6:00 P.M.**

Town Supervisor Miscione called the meeting to order at 6:00 P.M. and led those in attendance in the Pledge of Allegiance to the American Flag. The roll was then taken with the following Town Officials and Department Heads being present during the progress of the meeting.

TOWN BOARD MEMBERS PRESENT:

Councilman James J. Messa
Councilman John Latini
Councilman David M. Reynolds
Councilman David Tehan
Supervisor Paul A. Miscione

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Town Clerk, Cheryl A. Jassak-Huther
Town Attorney, Herbert Cully
Deputy Town Supervisor, Anthony J. Trevisani
Highway Superintendent, Richard Sherman
Highway Foreman, Chris Moran
Assistant Director of Personnel, Barbara Schwenzfeier
Codes Officer – George Farley
Police Chief, Ronald Fontaine

Thereafter a quorum was declared present for the transaction of business.

I. MATTERS SUBMITTED BY TOWN SUPERVISOR MISCIONE
a. Cyber Security Contract

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Tehan.

(RESOLUTION NO. 146 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve for Supervisor Miscione to sign the contract for the Cyber Security from Gates Cole (Liability Insurance, same as last year, in budget).

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

II. MATTERS SUBMITTED BY COUNCILMEN

a. COUNCILMAN LATINI

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 147 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve Narla Lane – already been through Court –to black top the Road.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

III. MATTERS SUBMITTED BY TOWN SUPERVISOR MISCIONE

a. Annual Fire Truck Spectacular

The following Resolution was then introduced for adoption by Councilman Reynolds and duly seconded by Councilman Latini.

(RESOLUTION NO. 148 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to waive the permit requirements for the New Hartford Fire Department for the Annual Fire Truck Spectacular on Thursday, July 17, 2025.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

b. Lasher Cemetery Clean Up – Town Clerk Cheryl Jassak-Huther cleaned up the cemetery after the last Board Meeting

The following Resolution was then introduced for adoption by Councilman Reynolds and duly seconded by Councilman Latini.

(RESOLUTION NO. 149 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to have the Parks Department maintain the maintenance of the Lasher Family Cemetery.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

IV. BOARD MEETING MINUTES

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 150 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve the Board Meeting minutes for the June 4, 2025 meeting (was amended with Public Comments written in the Daily Sentinel).

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Tehan questioned- Resolution 129 of 2025 - **RESOLVED**, *that the New Hartford Town Board does hereby approve to amend the rules of procedure to provide notification to residents within 1,000 feet with public presentation items within 20 days (from the day of the application)*; Supervisor Miscione – we do not have to notify residents when Mr. Buck comes to make a presentation (he didn't pay a fee)– his presentation goes right to the Planning Board (there is no action, anyone can come to a meeting and talk about a project). Can put a sign up with letters next to it for residents, other Towns do this when a project is going up (developer puts the sign up).

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Tehan.

(RESOLUTION NO. 151 OF 2025)

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RESOLVED, that the New Hartford Town Board does hereby approve for a developed to put a sign up with letters for residents to be informed of a project happening in the area they would like to develop.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

V. REPORTS OF TOWN DEPARTMENTS

a. Police Department – Chief Ronald Fontaine

- i. 2025-2026 School Safety Officer Program Agreement and 2025-2026 School Resource Officer Program Agreement** – did not sign until Town Attorney reviews and makes/recommends changes; will bring back to next month meeting
- ii. School Safety Officer Vacancy** – still need to complete background checks
- iii. Elm Street/Condemned House** – secured 15 cats, 5 more tomorrow that will max out the New Hartford Animal Shelter; estimate another 15-20 more cats to rescue; condemn the house, criminal charges pending; will perform a test for a certain feline virus - if positive then they will all be euthanized if negative they can be adopted; structural issues with the house; **Supervisor Miscione** already sent a letter out for unsafe structure, **Town Attorney Herbert Cully** – we can now take action; **Chief** stated they took the notice down over the weekend and went back today and put up another one. House is not safe and is a health hazard.

b. HIGHWAY SUPERINTENDENT RICHARD SHERMAN

- i. New Employee** – interviewed but did not accept the job due to hourly wage
- ii. UPGRADES**

The following Resolution was then introduced for adoption by Councilman Reynolds and duly seconded by Councilman Latini.

(RESOLUTION NO. 152 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to upgrade William Farley to Heavy Equipment Operator, \$24.84 an hour, 7/13/25 start date.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Tehan.

(RESOLUTION NO. 153 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to upgrade Robert Walker to Heavy Equipment Operator, \$24.84 an hour, 7/13/25 start date.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

VI. MATTERS SUBMITTED BY COUNCILMEN

a. COUNCILMAN REYNOLDS

- i. **Total number of fire inspections for June/Total Fees (paid to Clerk's Office)**
– June 4, 2025 – July 2, 2025 – \$18,250.68 (32 inspections), inspector M. Connors; Town Clerk's Office has been mailing out the invoices, collecting the money and has been sending out past due notices; 36 building permits issued; **Councilman Messa** questioned if the other inspectors are getting paid when have zero inspections – asked if had proof of that; **Barb** responded that they did not hand in a time sheet, they would submit a paysheet; they don't get paid unless they do an inspection

b. COUNCILMAN TEHAN

- i. 2023 Bank Reconciliation: what is the status?; *see Daily Sentinel article above with comments*
- ii. 2023 Financial Statement Audit: what is the status?; *see Daily Sentinel article above with comments*
- iii. 2024 Recons complete by Bonadio – not sent to Town yet
- iv. Clintonview Apartments: lack of update on repairs from property owner – had Administrative Review Hearing May 7th, July 31st remediation date; attorney/property owner have not been responsive and as of Monday siding had not been completed per Codes Officer; Town Attorney Herbet Cully wrote a memo to the owners attorney advising to move to Supreme Court; Town Attorney Herbet Cully recommends in a week or two to schedule a follow up meeting with the panel can confirm their decision and then can go to Supreme Court if Board approves; Supervisor Miscione does not have a conflict with business owner as of now – just came up with a suggestion, not a vote; Town Attorney stated the panel was Councilman Tehan, Chief Fountain and George Farley; Councilman Tehan believe resolution stated Supervisor Miscione was on the panel; Meeting rescheduled for August 1, 2025 at 4:00pm.

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The following Resolution was then introduced for adoption by Councilman Tehan and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 154 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to re confirm the panel for the Clintonview Apartments to be Supervisor Miscione, Chief Fontaine, and Councilman Tehan.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

- v. Thomas Acres stop sign public hearing – Local Law 3 of 2025 – (**NOTE:** Agenda stated Local Law 4 of 2025 – because the Local Law 3 of 2025 was not passed at the last meeting, by State Law you have to go in order)

Local Law No. 3 of 2025

Town of New Hartford, New York

A Local Law to amend the Code of the Town of New Hartford, Chapter 113 thereof entitled “VEHICLES AND TRAFFIC”, Schedule VII, Section 113-41, stop intersections,

BE IT ENACTED by the Town Board of the Town of New Hartford as follows:

Section 1. Chapter 113 of the Code of the Town of New Hartford, Section 113-41, is hereby amended to include the following:

Section 113-41. Schedule VII: Stop Intersections.

DIRECTION

<u>STOP SIGN ON</u>	<u>OF TRAVEL AT</u>	<u>INTERSECTION OF</u>
<i>Fawncrest Blvd.</i>	<i>Northbound</i>	<i>Merrimac St. Extension</i>
<i>Merrimac St. Extension</i>	<i>Eastbound</i>	<i>Stanhope Court</i>

Section 2. All other provisions of Chapter 113.41 of the Code of the Town of New Hartford, and amendments thereto, are hereby affirmed except to the extent that this Local Law shall modify or amend.

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Section 3. This Local Law shall become effective immediately upon its filing in the Office of the Secretary of State

Supervisor Miscione: We do not need to contact the residents – the only notification the Town Clerk has to do is put in the Daily Sentinel, Town website, and the Town window; Supervisor Miscione again, suggest a sign go up notifying the residents that a stop sign will be going up; We have never sent out letters to residents, not required; It was discussed in May but the notes stated August (Public Hearing) – notice was written up and sent to Town Attorney to approve. Chief gave the directions for the Stop Signs; Supervisor Miscione – need to come up with a better way to notify the residents – temporary sign is a great way to notify the residents – Supervisor Miscione asked to restate where the notice gets posted: Daily Sentinel, on the Town website and in the Town window in employee hallway; Councilman Tehan said we have a resolution that we are going to do letters to the Residents (not the Clerk’s responsibility to do so); who is going to send out letters and who is going to pay for the letters and Supervisor Miscione stated it is not in our Local Law to send out letters to the residents; Councilman Tehan – what is in our Local Law for Stop Signs?; Supervisor Miscione – Cheryl again, please tell us – notice in the paper, notice in the window, notice online – Town Attorney Herbert Cully confirmed and we didn’t have the timeframe to have a Public Hearing; Councilman Tehan asked Town Attorney if he reviewed the Public Notice and Councilman Tehan stated it looked perfect and asked to schedule the Public Hearing.

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Messa.

(RESOLUTION NO. 155 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to change the Town Board Meeting scheduled for August 6, 2025 to August 13, 2025.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

Highway Superintendent Richard Sherman suggested putting up signs letting the public know about the stop signs and public hearing so they are aware (as Supervisor Miscione suggested earlier); Chief said there would be a liability issue if put a sign up if looks like a stop sign; Supervisor Miscione suggested a normal sign, not a stop sign. No sign will go up.

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Tehan.

(RESOLUTION NO. 156 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to have a Public Hearing, August 6, 2025 for Local Law 3 of 2025.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

- c. **COUNCILMAN REYNOLDS** - Clintonview Luxury Apartments stop work order – closest to Rt. 12 B; Supervisor Miscione has a meeting with National Grid and the developer and spoke with Goerge – power lines behind Phase 3 of the building project – lines are to close – Supervisor Miscione came up with a proposal to the developers to put them under the ground and National Grid is looking into it and could do it, that is where we are right now with that project; Councilman Tehan questioned what was originally presented when the project first started combined with the new structures – 2020 was most recent approval? – looked at maps – were all three original approval; Supervisor Miscione – started before him; Steve Buck made changes as he went – Board reapproved plans – in minutes (Supervisor Miscione said Cheryl was not here the first time when Steve Buck came in) Supervisor Miscione suggested going through older Board Meeting minutes; Councilman Reynolds – bridge – load maximum – look into a load study – not sure if will hold up (for fire trucks, etc).

VII. MATTERS SUBMITTED BY TOWN SUPERVISOR MISCIONE

a. General Security Contract

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Tehan.

(RESOLUTION NO. 157 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve for Supervisor Miscione to sign the General Security Commercial Service Agreement for the Washington Mills Athletic Field.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye

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Supervisor Miscione - Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

b. Vouchers

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 158 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to pay the Vouchers.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa - Aye
 Councilman Latini - Aye
 Councilman Reynolds - Aye
 Councilman Tehan - Aye (Abstain from Adirondack Bank)
 Supervisor Miscione - Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

RECORD OF CLAIMS #1

25-00796 - 25-00896	
A	\$7,327.86
B	\$405.19
BP	\$5,247.12
DB	\$72.02
F	
SF	
SL	\$1,192.65
SS	
TA	\$1,017.48
HEP	
HMA	
HTA	\$315.34
TOTAL	\$15,577.66

RECORD OF CLAIMS #2

25-00897 - 25-00903	
A	\$5,209.38
B	
BP	
DB	\$39,420.56
F	
SF	
SL	
SS	\$1,352.33
TA	\$21,925.08
HEP	
HMA	
HTA	
TOTAL	\$67,907.35

RECORD OF CLAIMS #3

25-00908 - 25-00914	
A	\$3,016.18
B	\$75.63
BP	\$76,006.75
DB	
F	
SF	
SL	
SS	
TA	\$11,197.90
HEP	
HMA	
HTA	\$13,207.02
TOTAL	\$90,296.46

RECORD OF CLAIMS #4

25-00915 - 25-00926	
A	\$3,838.38
B	
BP	
DA	
DB	\$2,876.30
F	
SF	
SL	
SS	\$1,775.45
TA	
HEP	
HMA	
HTA	
TOTAL	\$8,490.13

RECORD OF CLAIMS #5

A	\$12,648.36
B	\$863.60
BP	\$939.80
DA	
DB	
F	
SF	
SL	
SS	\$183.56
TA	\$838.20
HEP	
HMA	
HTA	
TOTAL	\$15,473.52

RECORD OF CLAIMS #6

25-00945 - 25-00972	
A	\$27,073.46
B	\$4,026.02
BP	\$5,195.23
DA	
DB	\$33,116.93
F	
SF	
SL	
SS	\$1,452.53
TA	\$27,866.60
HEP	
HMA	
HTA	
TOTAL	\$98,730.77

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RECORD OF CLAIMS #7	
25-00945 - 25-00972	
A	\$117,975.56
B	\$3,022.96
BP	\$33,019.45
DA	
DB	\$70,482.01
F	
SF	\$30,891.50
SL	
SS	\$17,014.44
TA	
HEP	
HMA	\$826,214.43
HTA	\$4,692.10
TOTAL	\$1,103,312.45

- c. Collins Lane Land – move to next meeting will ask Ms. Wells to attend the meeting; Supervisor Miscione received email
- d. Food Trucks – Anita Steven Swans will be having their Wiggle Waggle at the Sherrill Brook Park – no food truck, as disgusted last year, has submitted applications or paid fees to the Town; they have been seen around Town though; they are also in the Village and as discussed last year, they were to also obtain a permit from the Town as it is still in the Town – we had discussed to meet with the Village to split the cost – it is a \$25 application fee and then a 6-month permit is \$125 and one year is \$200; Anita Steven Swans is asking to waive the fees for their event – a non-profit; Supervisor Miscione suggested no one to pay the fee – exempt everyone, as we are not getting anything and not going after anyone.

The following Resolution was then introduced for adoption by Councilman Messa and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 159 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve Food Trucks and Vendors, there is no longer a fee, exempt everyone.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

Councilman Tehan asked if raised any liability; Town Attorney Herbert Cully – no; Supervisor Miscione stated they should still come in and fill out the liability application; Supervisor Miscione stated all vendors and food trucks should be coming to the Town first to fill out an application, not the Village our Police Department does the background check – we do the work; Chamber of Commerce was also made

aware of the Towns Application; it is the Food Trucks responsibility to come to the Town; Deputy Supervisor Trevisani stated we are not enforcing it, he use to do a truck in Utica every year and had to pay a fee – get a permit from the Clerk’s Office, was one of the only ones that had the permit, they did check to see if had the permit; Councilman Messa – mentioned a permit – but there is a fee – we are waiving a fee; Deputy Supervisor – if we enforce it someone has to be liable; Supervisor Miscione/Councilman Reynolds – waiving the fees but not the permit, still need the insurance and liability; Town Attorney Herbert Cully suggested we send a letter telling them they have to provide us proof of insurance and health dept. certificate if they are operating in the Town since not charging the fee (if someone gets hurt); just like Solar – has them in Court – and they come to the Clerk’s Office and get the permit and pay the fees (Same \$125/\$200) – Peddlers are paying the fees; we have names and addresses of just the ones that have come to us in years past.

VIII. PUBLIC COMMENTS

- a. **Anne DuRoss** – if group wants to do ice cream social with a ice cream truck, just one day – now will just have to do application - (ONLY need proof of insurance and health dept. certificate - Supervisor Miscione and Town Board is waiving fees for everything; Town Clerk Cheryl Jassak-Huther and Town Attorney Herbert Cully will now need to change the Local Laws for Food Trucks and Peddlers
- b. **Cindy Sigbienny**
 - i. Asked if there is a designated office that is supposed to be getting the fees for Peddlers, Food Trucks, Vendors; Supervisor Miscione – yes, the Town Clerk’s Office collects the fees and the Police Dept. enforces it; Cindy asked – aren’t you losing a lot of money by waiving all of this?; Supervisor Miscione – we are not getting from the Village either – we did very well when the Farmers Market was in the Town; Town Clerk – Village has their own fee – they did in 2024 when the Clerk’s Office called – Supervisor Miscione – yes, they have their own fee, and now the Town does not
 - ii. **To Chief Fontaine** – “I would like to commend the New Hartford Police Department on the incident that occurred on July 2, 2025, which is across the street from my house on Chapman Road. The person involved was so out of control, yelling at the officers, calling them horrific names, jumping out of the police car window and these officers maintained their composure and acted so professionally. So my neighbors and I who witnessed this just want to say thank you to those officers and if you can please let them know that we appreciate them.”; **Councilman Latini** – we appreciate your comments; **Chief** – thank you.; **Supervisor Miscione** – thanks Cindy.; Councilman Reynolds mentioned the Police Awards Ceremony – great job
 - iii. **Comment For the Town Clerk** – “I would like to give a big thank you to Cheryl for doing a job well done. By coming to these meetings, I realized how instrumental she is within the Town Government. Anytime Board Members or Citizens have a question or need something done I noticed Cheryl always got the job done. If she doesn’t know the answer, she is very thorough finding it out. It will be a great lose losing someone who defines dedication, intelligence hard working and professionalism. Her shoes will be hard to fill.”; **Town Attorney Herbert Cully** – thank you for those comments.
 - iv. **Solar Project** – Town Attorney Herbet Cully – it is in litigation

IX. MATTERS SUBMITTED BY COUNCILMAN

- a. COUNCILMAN MESSA** – Oneida Street sidewalks asked if going to get done this year – Supervisor Miscione stated would like to may have to BID out this year – very quick, maybe at the next meeting go out to BID; Supervisor Miscione has received verbal complaints about Oneida Street and Elm Street- need to send another letter

X. EXECUTIVE SESSION - Chapman Road Solar/FOIL application/El Mar Tax Certiorari

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Messa.

(RESOLUTION NO. 160 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to enter into Executive Session at 7:20pm.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Messa.

(RESOLUTION NO. 161 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve to come out of Executive Session at 7:40pm.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

XI. MATTERS SUBMITTED BY TOWN ATTORNEY

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The following Resolution was then introduced for adoption by Councilman Reynolds and duly seconded by Councilman Latini.

(RESOLUTION NO. 162 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve for Town Attorney Herbert Cully to sign the stipulation for the settlement of El Mar based on the terms the Town Attorney has provided to the Town Board in a memorandum.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

XII. MATTERS SUBMITTED BY TOWN SUPERVISOR MISCIONE

- a. Cell phones – Codes – George Farley – Town owned material – anything that is on the cell phone would be Town owned and also for Chris Moran (Highway); Highway Superintendent Richard Sherman asked what about himself; Supervisor Miscione stated elected official and Rick stated gets all the calls just like the Town Supervisor; Councilman Latini did bring up Rick and the others said no because he is elected – Rick stated use to have one when was elected; Supervisor Miscione – if you have to FOIL stuff and you FOIL an employee they can tell you they are not going to give you the information and then you have a problem. As an employee I thought it would be easier; Highway Superintendent Richard Sherman asked if I get FOILED I don't have to show my phone; Supervisor Miscione said you are right; Town Attorney Herbert Cully said you do, you are an elected official and Rick said it is his phone

The following Resolution was then introduced for adoption by Councilman Latini and duly seconded by Councilman Reynolds.

(RESOLUTION NO. 163 OF 2025)

RESOLVED, that the New Hartford Town Board does hereby approve for Codes Officer George Farley and Highway Foreman Chris Moran to have a Town owned cell phone to receive Town calls and text messages.

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly **ADOPTED**.

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- b. **STOP SIGNS** – Highway Superintendent Richard Sherman don't put temporarily signs - Boards – should have them up – to inform residents

ADJOURNMENT

There being no further business to come before the Board, upon motion duly made by Councilman Messa and seconded Councilman Latini, the meeting was adjourned at 7:44pm.

(RESOLUTION NO. 164 OF 2025)

The Town Board voted upon roll call, resulting as follows:

Councilman Messa	-	Aye
Councilman Latini	-	Aye
Councilman Reynolds	-	Aye
Councilman Tehan	-	Aye
Supervisor Miscione	-	Aye

The Resolutions were unanimously carried and duly ***ADOPTED***.

Respectfully submitted,

Cheryl Jassak-Huther

Town Clerk, RMC

7/14/2025

UPDATED PER BOARD 8/13/2025