REGULAR MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT THE TOWN HALL, 8635 CLINTON STREET
IN SAID TOWN ON WEDNESDAY, JUNE 10, 2020
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 Richard Lenart
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Paul A. Miscione

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Deputy Supervisor Anthony J. Trevisani
Highway/Sewer Superintendent Richard C. Sherman
Human Resource Department Barbara Schwezfeier
Town Attorney Herbert J. Cully
Deputy Town Supervisor Anthony Trevisani
Police Chief Mike Inserra
Highway Foreman Chris Moran
Deputy Clerk I Melody K. Fancett

ABSENT: Town Clerk Gail Wolanin Young

Thereafter, the Supervisor declared a quorum present for the transaction of business.

PUBLIC COMMENTS:

**BMX FOUNDATION – PARKS PRESENTATION:**

Nicholas Rauch, Current Track Director, CNY BMX and Bill, Kelly & Brady Colbert presented the Town Board with a proposal to request space in the New Hartford Town Park as they are looking to relocate the bicycle motocross track.

Mr. Rauch told the Board there organization is 100% volunteer and self-sustaining and they have been in existence since 2001. The program generally runs from April to October. Their target population includes children as young as 2 and adults as old as 63 and it is a mix of boys & girls. They currently have 40 racers on a typical night and are looking to grow the program. They are requesting a 1200 foot track made of a mix of dirt & asphalt with a 6 foot fence around the facility. The track will have lights, speakers with a PA system, and security fence. They will need the use of a building and parking and also will provide full insurance.

Town Attorney Cully will look into what other municipalities have done & he will also look into the NYS Parks.

Councilman Reynolds would like to see the footprint set up and get an idea of what the lighting will look like and was concerned with what the Towns portion of this would be as the Highway Department is already very busy.

Supervisor Miscione will view the requested site with the Board Members and said this is very exciting for young kids and an asset to the Town Park. He said he already has a site picked out and the track will help to beatify the park and clean up some dead trees. He also said it would be less maintenance for the Town.

This matter was tabled for further discussion.

**PUBLIC COMMENTS**:
Mike Scalzo – 9429 Mallory Road – He spoke to the Town Board regarding the creek that runs from the top of the hill to the bottom and how he and his neighbors are losing land, bridges, property, sheds, and trees. He presented the Town Board with pictures and videos. He said the property up there is washing away and it is getting significantly worse. He told the board about the cost to repair the property and damaged land. The residents up there are dealing with washed down trees logs, boulders and spending their own money to repair the damage. He said years ago it was a small stream but now it's powerful and dangerous. He also told the Town Board he also is concerned with a 4 to 5 foot drop up there as it poses a hazard for children and the previous owner of his house died mowing his lawn after it tipped over. The residents are requesting large culvert pipes and to have them all filled in and a study of that area to show why this is happening and what can be done.

Highway Superintendent Sherman told the Town Board that Dunn & Segrmo are of aware of those issues in that area.

Town Supervisor Miscione said he will forward everything presented tonight to the Engineers Dunn & Sgermo and they will see what they can come up with.

**FIREWORK PERMIT – YAHNUNDASIS GOLF CLUB**:
Councilman Reynolds introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby approve the Firework Permit submitted by American Fireworks Display, LLC on behalf of the Yahnundasis Golf Club, 8639 Seneca Turnpike, New Hartford on July 4, 2020.

Upon roll call, the Board members voted as follows:

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |

| | | |
|---|---|---|
| Councilman Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED.

**ATM MACHINE:**
Town Attorney Cully updated the Town Board that he has not heard anything from the company and he will follow up with them.

***Audit of Vouchers***
Councilman Woodland introduced the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. OF 2020)**

**RECORD OF CLAIMS #1**
#'S 3284

| | |
|---|---|
| DB600 | $ 279.84 |
| **TOTAL RECORD OF CLAIMS TOTAL #1** | **$ 279.84** |

**RECORD OF CLAIMS #2**
#'S 3285-3294

| | |
|---|---|
| A600 | $11,011.05 |
| B600 | $ 320.14 |
| BP600 | $ 3,480.59 |
| SS600 | $ 1,525.60 |
| TA600 | $ 888.82 |
| **TOTAL RECORD OF CLAIMS TOTAL #2** | **$17,226.20** |

**RECORD OF CLAIMS #3**
#'S 3295-3349; 3352-3430; 3432-3433; 2431 Deleted

| | |
|---|---|
| A600 | $ 46,441.76 |
| B600 | $ 1,087.01 |
| BP600 | $ 33,651.39 |
| DA600 | $ 2,700.00 |
| DB600 | $230,172.77 |
| HEP600 | $638,615.56 |
| SL600 | $ 8,103.35 |
| SS600 | $ 8,526.83 |
| TA600 | $ 4,733.11 |
| **TOTAL RECORD OF CLAIMS TOTAL #3** | ***$974,031.78*** |

**TOTAL RECOD OF CLAIMS 1-3** **$991,537.82**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the payment of the bills itemized on the following Abstracts, which had been duly audited by the Town Board:

The Town Supervisor polled the Board members who voted as follows:

| | | |
|---|---|---|
| Supervisor Miscione | - | Aye |
| Councilman Messa | - | Aye |
| Councilman Reynolds | - | Aye |
| Councilman Woodland | - | Aye |
| Councilman Lenart | - | Aye |

The Supervisor declared the Resolution carried and duly ***ADOPTED***.

**WHITTER ROAD – PAPER STREET:**
Councilman Reynolds inquired with the Town Attorney who stated he is currently looking into Whitter Road, a paper street.

**Appointments – New Hartford Public Library Trustees:**
Upon recommendation of the New Hartford Public Library Board of Trustees, Councilman Woodland introduced the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. OF 2020)**

**WHEREAS**, the term of office of Marlene D'Accurzio Anderson as a New Hartford Library Board Trustee had expired on December 31, 2019, and she requested to be reappointed; and

**NOW, THEREFORE, BE IT RESOLVED** that the New Hartford Town Board does hereby re-appoint Marlene D'Accurzio Anderson as a Library Trustee to fill the vacancy created by the expiration of her term, said appointment for a 5-year term commencing upon taking her oath of office, and ending December 31, 2024; and be it

A roll call vote was duly held and resulted as follows:

| | | |
|---|---|---|
| Supervisor Miscione | - | Aye |
| Councilman Reynolds | - | Aye |
| Councilman Woodland | - | Aye |
| Councilman Messa | - | Aye |
| Supervisor Lenart | - | Aye. |

The Resolution was declared unanimously carried and duly ***ADOPTED***.

**INSURANCE COVERAGE-TOKIO MARINE:**
Councilman Reynolds offered the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. OF 2020)**

**WHEREAS**, the Town Board authorized the Insurance Renewal at the May 28, 2020 Town Board Meeting;

**BE IT RESOLVED**, that the New Hartford Town Board does hereby agree to keep the terms of the Insurance Renewal exactly the same as it was in 2019 as far as coverage options and limits for Terrorism Coverage, Automobile Coverage & Supplemental Spouse Liability Coverage.

The Town Supervisor polled the Town Board members who voted as follows:

| | | |
|---|---|---|
| Supervisor Miscione | - | Aye |
| Councilman Reynolds | - | Aye |
| Councilman Woodland | - | Aye |
| Councilman Messa | - | Aye |
| Supervisor Lenart | - | Aye. |

The Resolution was declared unanimously carried and duly ***ADOPTED.***

**LAND PURCHASE – WHITTER ROAD – PAPER STREET:**
Town Attorney Cully stated he was not familiar with this but will look into this matter.

CABLE FRANCHISE AGREEMENT
Town Attorney Cully stated there is a confidentiality clause so this needs to be addressed in Executive Session.

**PETTY CASH – POLICE CONTRACTUAL:**
Councilman Woodland offered the following Resolution for adoption; seconded by Councilman Lenart:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby authorize the reimbursement of account BP3120.40 – Police Contractual for Petty Cash in the amount of $254.24.

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |
| Councilman Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED

**RECREATION CENTER ROOF BID:**
Councilman Woodland then offered the following Resolution for adoption and Councilman Reynolds seconded same:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby authorize the Town Supervisor to receive Bids for pricing only for the Recreation Center Roof Repair Project.

**DISCUSSION:**
Councilman Lenart knows it is needed but inquired where the Town stands with the budget and he is not comfortable with replacing the roof at this time.

Councilman Messa asked if this included the drive through.

Supervisor Miscione replied they have the money to do a cardboard roof and it can be done in house to stop some leaks.

Councilman Messa stated he is concerned with the amount of money the Board was putting into the Recreation Center and that the Board continues to spend even though and then he said he just wants to be cautious.

Supervisor Miscione said he cut spending in the Annual Budget and the Town is already working on bear mandated employees.

Councilman Reynolds wanted to be sure the Town is still on track with the stormwater projects.

Superintendent Sherman said yes and he trimmed his budget a bit with the Stripping Agreement with Oneida County. He said because the County came in so high he decided to hire a private Contractor to do the Towns Stripping this year. He will use the same materials and the work will be done in 1 week with 40 hours of work. He said this was a huge saving to the Town.

Supervisor Miscione said he can find some savings with the Lawn Cutting Contract.

The Board members voted upon roll call that resulted as follows:

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |
| Councilman Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED

**LAWN MOWING-PARK EMPLOYEES:**

Upon recommendation of Supervisor Miscione, Councilman Lenart introduced the following Resolution for adoption, seconded by Councilman Woodland:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby authorize the Park Employees to mow lawns with comparable rates to the Contract received. They will keep Aceti as the contract was already approved and he may be needed but the Park Employees will do the majority of it to save funds.

Upon roll call, the Board members voted as follows:

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |
| Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED

**BUDGET TRANSFER:**
Councilman Woodland introduced the following Resolution for adoption, seconded by Councilman Lenart:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby authorize the Budget Transfer as follows.
Decrease Gasby 45 by $4,000.00 – Account A1315.10
Increase Gasby 75 by $4,000.00 – Account A1315.45

Upon roll call, the Board members voted as follows:

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |
| Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED

**RECORD DESTRUCTION:**
Councilman Lenart introduced the following Resolution for adoption, seconded by Councilman Woodland:

(RESOLUTION NO. OF 2020)

RESOLVED that the New Hartford Town Board does hereby authorize the Finance Office to destroy records of no fiscal value, just duplicate correspondence, working sheets etc. that have met the minimum retention schedule.

Upon roll call, the Board members voted as follows:

| | | |
|---|---|---|
| Councilman Messa | - | Aye |
| Councilman Lenart | - | Aye |
| Councilman Reynolds | - | Aye |
| Woodland | - | Aye |
| Supervisor Miscione | - | Aye. |

This Resolution was declared unanimously carried and duly ADOPTED

**HIGHWAY UPDATE:**
Highway Superintendent Sherman presented the Town Board with the following updates.
The Highway Department completed the job on Oneida Street at Judy Cusworth's home and she is very happy. They cleaned out the pond on Grange Hill Road and Willow Tree Circle.

Resident Bill Snyder: Asked the Board when the clean up on Oneida Street will be done and asked if the building permit fees were still suspended for flood repairs.

**ADJOURNMENT:**
There being no further business to come before the Town Board, upon motion of Councilman Lenart and seconded by Councilman Messa, the meeting was adjourned at 8:10 P.M.

Respectfully submitted,

Melody K. Fancett, Deputy Clerk I