

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, AUGUST 19, 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:**

Highway/Sewer Superintendent Richard C. Sherman  
Human Resource Department Barbara Schwenzfeier  
Town Attorney Herbert J. Cully  
Police Chief Mike Inserra  
Town Clerk Gail Wolanin Young  
Deputy Clerk I Melody K. Fancett

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

**I. Comments/Presentations**

- a. **Bondar Tech** – Anthony Bondarchuk – 600 French Road – New Hartford – Proposal (also gave a print out)
  - 1.Migrate email system off of current situation
  - 2.Antivirus for desktops, laptops and servers
  - 3.Remote support
  - 4.Managed server Backup
  - 5.IT consultant

Company has been around for 10 years; has five (5) employees (6 including Anthony); 24/7 service – client gets a dedicated phone number – how it works, that number rings after hours to Anthony and two (2) other techs phone numbers. Town would get a dedicated phone number and it would ring until someone picks up. It will not go to voicemail, someone will pick up; Clients – House of the Good Shephard and Village of West Turin (Lewis County); No commitment, month to month, opt out of contract at any time; no obstacles working with other companies (IT vendors); monthly fee is \$1,500;

will provide references to follow up with; New Hartford is not the largest company they work with (a manufacturing company is); already work with Capraro, M.A. Polce, Northland Communications; staff – four (4) support and one (1) admin; Ideas that we came up with for the Town – Update WiFi infrastructure in the building – my solutions fast as I could get the equipment – 3 hours could get it done; WiFi solution would cost the Town \$400 for the building (as part of the fee); Polce was \$2,900 for equipment and \$2,700 to install – Bondar Tech would install in two (2) hours; equipment makes the cost difference; Councilman Reynolds – Being it is a new building, why do we need to revamp our Wifi?; Anthony – The WiFi was never installed in the current building, the WiFi currently in this building was moved from the previous location.; Supervisor Miscione – Polce gave us a huge cost to move stuff over. The most of it was done inhouse (Polce wanted \$30,000-\$40,000 to do it). We do have WiFi now but never upgraded. The price they charge monthly is \$2328.50 and any upgrading was extra. They are charging \$10,000 for a police software upgrade.; Anthony – part of the quote – would be IT consulting outside of managed services up to 8 hours included.; Supervisor Miscione – we need a provider that is on top of things, give a little more, get things done. He knows his stuff. Thinks will get better service, he is a resident of our town, better quote. We need service from 8 – 4:30. Right now we are paying for 24-hour service that we really don't need.; Councilman Messa – Would like Polce to have options to answer questions.; Supervisor Miscione – gave the option to both vendors to come tonight – one showed, one didn't. I also asked them to give a rundown of what it's actually going to cost for next year for the budget and still haven't gotten it and didn't get it last year. Sometimes when you go with a big company you don't get the customer service you need and that's the loop hole we're running into at this point.; Resident Speaking (Steve) – Can you speak on security component of the WiFi – what kind of security concerns are there for people who are on devices like their cell phones and they get on the network – is there some security or firewall; Anthony – you would set up a guest network (can't talk to Town network) and two (2) separate IP networks.; Supervisor Miscione – Discuss because putting the budget together for this year, know feelings from Board. Right now, we're just going month to month – did not sign Feb. contract – they will not budget on price – Polce contract will not change. We gave them the opportunity – whether its 24/7 or three (3) hours a day, same price – tried to work with them for years to budge. Police dept. was our main concern but not part of this – they have own server. Barb is fixing most of the IT issues with the Town. Takes awhile for them to get back to us. Anthony came in and fixed an issue for us – very familiar with BAS and Town system and did a demo with us. Police Dept. needs 24/7 service – that's different. We would like upgrades to done.; Chief Inserra – upgrade (proposal) for two new switching units approx. \$20,000 – ½ days work.; Highway Superintendent Richard Sherman – our security cameras – all additional costs with Polce; Supervisor Miscione – if we use Google Mail – they have own support – never really goes down – school system been

using for years – will set up video conference for us that was supposed to be set up a while ago.; Councilman Reynolds – Presentation was very well – he doesn't work with a contract. Other concern is Polce is ignoring us and owe to us to come in and answer questions detailed here tonight – why things weren't done – what's the situation; Town Attorney Herbert Cully – We are required to have a contract; Supervisor Miscione – He would if we asked him for a contract. Polce – I think they owe us as to why the price is so high – How it is \$10,000 to install software that takes a day.; Councilman Reynolds – If they are not going to come in, we want that in writing that they are not coming. I don't want to mess up what chief has because critical. They would have answers for our questions. If they refuse to come in – Paul said would do zoom – not acceptable, need to come in – that's not asking much. Contact them again and ask to bring figures in.; Supervisor Miscione – if they don't reply, we have to make a decision.; Town Attorney Herbert Cully – Barb will send a letter from Herb – asked chief if responsive to him – responded yes – Chief will call them to come to next meeting.; Councilman Messa – if they refuse, please have them email the Town Board.; Supervisor Miscione – Key is, will they lower their prices – what are the exact prices for 2021 and what do we need to finish the project that started or needs to be done. Asked Chief – when email them, can he also ask them to have a proposal for 2021 with what all the upgrades are.; Resident Lisa Britt – How many hours do you get for \$1,500 a month; Supervisor Miscione – It's a flat fee for 24.7 – no set amount of house.

b. **Steve Buck/Heather Mowat** – Planning Board Chairman – Hartford Luxury Apartment on Clinton Road

Gave Board overview (handout) – where we stand today vs several years ago.; The original proposal was for 129 units, 102 apartments, 27 condos consisting of 266 parking spaces and nine (9) buildings. Current economic conditions changed within the last six months and taking a look at what the community is now looking for. Mr. Buck is now changing, proposing something new. Reducing the number of units, number of building from 9 to 7, number of parking spaces. The other big change has to do with the trail. Originally, he was looking to buy parcel behind him and have a connector trail to the Town Park. He has to be able to secure ownership of that land so he approached the Planning Board. Felt needed to come to the Board as informational sessions to let you know what he is proposing. – Talk about scaling down the project and garage spaces – some are underground already thing in the first building. The Planning Board has not seen this yet (new changes).; Steve Buck – Proposed changes – two (2) buildings that were initially apartments were changed to condos – went with changes due to wet lands – more single level units (showed maps) – trial changed.

Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 198 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to refer back to the Planning Board.

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**.

- c. **Resident Christine Martin** – Councilman Messa invited her – NRCS – the Board approved sponsorship of developers at Sauquoit Creek. Chris handed in the application – after review, the application changed from previous – the sponsor now has the responsibility to get design and collect bids – she agreed to take on the 25%; Highway Superintendent Richard Sherman – has the application – things have changed tremendously since 2021 and 2014 project – today if Christine has the design, we still need to have our Town engineer look at it and go out to bid, collect bids, reward bid to a contractor and then have weekly meetings with contractor as project is being developed. Discussed changes with the Town Supervisor and Town Attorney - bring it back to the Board, Town Attorney on how to proceed.; Town Attorney Herbert Cully – cost will go up substantially. Believe Chris has a cost she anticipated her contribution would be but now with this additional cost the question comes, how much are they going to be and who is going to pay.; Brian – NRCS originally stated the project cost of roughly \$125,000 – do you know if that number included those costs that they traditionally paid or as that their cost just to build; Chris – cost for build – now on top there is a design, engineer – question is what is that cost, are there other costs, digging it out (don't know if qualified to bid out). Almost seems unreasonable they would require you to do that because its something they've done; they do all the time and if I design a wall this is not great how do they decide that they want to pay 75% of it. Waiting for cost to see3 what my contribution is.; Supervisor Miscione – instead of going out paying for it yourself – if you use our Planning Board Engineer, then they go out to bid the project because they are going to be going to look over the project, follow it through. You don't pay twice, use the one we're using anyway. Instead of paying twice.; Town Attorney Herbert Cully – Since we're the sponsor, we can take care of that on the basis of getting

reimbursed.; Supervisor Miscione – He will go out to bid, draw the specs, would have to get an estimate from him. He could give an estimate based on last, better idea up front before investing in drawings, etc. DEC approval would go through Town Engineer. He would take care of the project A-Z.; Brian – just to clarify – the NRCS, 75% is total cost?; Supervisor Miscione – Total Cost – yes.; Chris – asked for copy of the sponsor packet (yes).; Rick is working with Abby out of Marcy; Supervisor Miscione – Chris can reach out to John Dunkle this week and have him look at the project, see where at so for next meeting we will have a better idea; Chris – any idea to complete (220 days); Supervisor Miscione – after you talk to John Dunkle we can have a special Board Meeting and approve it and get it going.; Town Attorney Herbert Cully – we’ll need the cost and then we’re prepare the agreement.

- d. **Resident Speaker (Ed)** – Talk about noise, pollution and speed not only on Elm Street in Chadwicks where lives but all over the Town, County State – physics threshold for hearing is 800-100 decibels – motorcycles, exhausts from SUVs, trucks has gone warp speed – no peaceful evening – radio in cars 1/2am coming down the road – could a decibel level be put on the books to silence the noise – such as on Elm Street (put a decibel meter in patrol cars) – speed on Elm Street is 30 MPH – cars and motorcycles going to fast coming off Rt. 8, right by the house.

## II. PUBLIC HEARING

Councilman Woodland presented the following Resolution for adoption; seconded by Councilman Lenart:

### (RESOLUTION NO. 199 OF 2020)

**RESOLVED** that the Town Board of the Town of New Hartford does approve to open the Public Hearing for Local Law Introductory “A” of 2020 (Solar Law) at 7:30pm.

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**.

- a. **Public Speaker – RC Decker** – I do not represent a business or installer of solar equipment. I’m interested in Solar Energy. I have a solar energy system on my

home. Questions on revisions on local law and permits.: 1. Definition of roof mounted or building mounted panels. Does it mean that wall mounted flush or tilted panels will not be allowed on buildings?; Town Attorney Herbert Cully – Read old ordinance; RC Decker – read new definition (paragraph B:5 – rooftop mounted or building mounted; Town Attorney Herbert Cully – read D: Permitting, Paragraph 2A; RC Decker – in that paragraph it appears the small scale and large scall energy – question – had about ground mounted systems – installation would not be allowed on the front lawn assuming that means that the location is the main entrance of the residence or building; Town Attorney Herbert Cully – it get confusing because if you have a corner lot, you have two (2) front yards – the law says if you are on a corner you have two (2) front yards and then you designate one as your back; RC Decker – situation we have is the front of the home faces south, ideal locations for solar installation panels would face the street; Town Attorney Herbert Cully – in that situation, this is the ordinance that’s adopted – you would be able to apply for a variance – 75 feet from the side – up t the Board to discuss your concerns and talk about whether or not they want to make any changes on it then it has to go to the Planning Board for their review as to whether they think it is a good idea. Your comments are very well spoken; RC Decker – one other mention of max height; Town Attorney Herbert Cully – Read E:1D – maximum height measured to the highest point shall not exceed 20 feet; RC Decker – currently has solar system, very fortune house faces south – trees – own responsibility. Thank you for your opportunity to speak. Very pleased with my solar system. Solar energy – agrees with solar systems.

Councilman Woodland presented the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. 200 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to close the Public Hearing for Local Law Introductory “A” of 2020 (Solar Law) at 7:45pm.

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**.

Town Attorney Herbert Cully – We should defer action to the Planning Board for their input and then take action at the next meeting.; Councilman Reynolds – mention to the Planning Board – large scale – who responsible.

**III. Reports of Town Officials by Standing Committee Chairperson**

**A. Town Clerk Committee**

- 1. Liquor License** – Mitsuba Ramen – 4759 Commercial Drive, Suite 500, New Hartford, NY 13413

Councilman Woodland presented the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. 201 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to the liquor license for Mitsuba Ramen.

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**.

- 2. ATM Installation** – Town Attorney Herbert Cully has not heard anything on the status.

- 3. Association of Towns Virtual Training** – free for members – Town Attorney Herbert Cully would like to attend – Gail will send an email to everyone so that can see the list of webinars if others would like to attend.

**B. Department of Finance**

**1. Audit of Vouchers**

Councilman Lenart presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 202 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to pay the bills.

Upon roll call, the Board members voted as follows:

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

This Resolution was declared, carried and duly **ADOPTED**; Councilman Messa Nay.

Discussion – Councilman Messa – Rec Center bills – has concerns; Supervisor Miscione – we were supposed to go to bid for the roof, we didn’t do anything with that, the drawing didn’t do anything – We are finishing the interior – finishing the sky deck – exterior is done.; Councilman Messa – are there plans to do the parking lot?; Supervisor Miscione – we will finish this summer; Councilman Messa – still a to do and we have money for that?; Supervisor Miscione – yes – has the numbers in his office – Rec Center budget plus we have the \$25,000 donation from the Meadows they gave us for Parks and Recreation. Also, money we bonded for the locker rooms and dehumidifier. That will be completed; Councilman Lenart – the insurance for the patch job – to get us through the winter; Supervisor Miscione – hasn’t heard back; Councilman Lenart – do patch job till next year – do we have a year to date total that was spend on the Rec Center?; Supervisor Miscione – It is in my monthly report that comes out so you’ll see – it comes out of the Rec Center contractual.

Upon roll call, the Board members voted as follows:

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

This Resolution was declared, carried and duly **ADOPTED**; Councilman Messa Nay.

**Councilman Messa** – wants to see where we are financially, wants to see Rec Center numbers and totals; Supervisor Miscione – do you want us to stop the project because we can – we voted for this stuff in our budget, we bonded for it. We are not spending money, we don’t have. Putting in a lot of time; Councilman Messa – are you saying all this money is bonded money?; Supervisor Miscione – When we did the bond for the road (Oneida Street) – this was part of it – locker rooms, dehumidifier – it was in the bond we did and the rest was in the contractual for the Rec Center that we put in our budget for last year. Fixing things that were broken and destroyed – neglected for 20 – 30 years.; Councilman Messa – was concerned back in April – concerned with spending money, if in our budget, doesn’t mean spend it – just concerned about the dollars; Supervisor Miscione – we allocated money in different areas – not spending any money we don’t have – finishing a project we started before pandemic hit. We’re going to have for many years, upgrades for the future.; Councilman Reynolds – Rec Center is a tremendous asset to the Town –

needs to be maintained – long overdue – there has been additions – things that needed to happen. Its also reasonable to ask for a more detailed accounting of what was budgeted, what was Parks Dept. money, what was bonded for and kind of where we are right now. Your point is well taken – its all got to be done at some point. We can't just walk away from it. A little more detailed explanation is important because it is a huge project, major changes.; Supervisor Miscione – I'll give it to everyone – have everything up to date – what is spent and what is done. Going forward – want to finish Skydeck, sheet rock, windows, drop ceilings – the stair case we had there years ago is not code compliant so that was going to be upgraded and made complaint so people can use it. The other side of the Rec Center we're not going to move on, we're going to hold off and see where we are next year. Right now the projects we started are going to be completed.; Councilman Lenart – you will show where money was budgeted and bonded?; Supervisor Miscione – yes.

**C. Highway Superintendent Richard Sherman**

- 1. Award Bucket Truck Bid/Return security bid deposit** – went out to bid for a used bucket truck – one bid came back with 2007 Freightliner – bid was \$111,250 – inspected it, everything works – put old one on auction (Maybe get \$5,000 for old one) – will use to replace lights. Security deposit was attached for \$562.50 – current one is unsafe, will not pass inspection; Supervisor Miscione – first we have to do a budget transfer – would like to take the \$12,000 that we were going to use for the baseball fields from the Whole Town Fund Balance – they were never done because of the pandemic – would like to use the \$12,000 (transfer it) instead of using it for the baseball field because right now it's in the Parks budget

Councilman Lenart presented the following Resolution for adoption; seconded by Councilman Messa:

**(RESOLUTION NO. 203 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to transfer \$12,000 that was put into the Parks for the baseball fields to be put in to Highway Superintendent Richard Sherman budget for General Whole Town Lighting Equipment.

**Discussion - Councilman Reynolds** – Just wants to make sure the Washington Mills Park (baseball fields) does get addressed.; Supervisor Miscione – already in the Parks budget for next year (under contractual).

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**.

Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 204 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to purchase the 2007 Freightliner for \$111,250.

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**.

Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 205 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to return the security deposit bid of \$562.50.

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**.

- 2. Auctions International** – the old bucket truck and two John Deer loaders – cleaned and touched up and ready to go on auction. We going from three (3) loaders to two (2) loaders – keeping the best one out of the three (3) and selling two (2). We should get a good price.

Had to repair one from fire, very little. Pavers from roof – maybe 100, 2x2, concrete, on pallets at the Highway garage – like to put on auction. Parks has three old mowers, zero turn, big one a Jacobson, to see what can get and trade toward new ones.; Chief Inserra – also has SUV like to put up for auction but will hold off for next meeting.

Councilman Lenart presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 206 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to put the Jacobson and two (2) Ferris mowers, old bucket truck, two (2) loaders and roof pavers on Auction International.

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**.

3. **Bid** – been working with Town Attorney Herbert Cully – working with Oneida County Soil and Water on a grant for about two years – been working on Storm Water issues on Bradley Road and Onieda Street to the city/town line – floods – bad issues – got grant monies – plus Town services – a house was sold and new owners had just bought – we obtained an easement for job – working with county -has to go out to bid. There is a basketball court on the property as well as a shed that has to be moved. All part of the project. Permission to go out to bid in working with Oneida County Soil and Water; Town Attorney Herbert Cully – reviewed it and if on board, once get authorization

Councilman Messa presented the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. 207 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to go out to bid in working with Oneida County Soil and Water.

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***.

4. Continuing to patch; cleaning creeks on Elm Street – just about done right from Mohawk Street all the way down; Cleaned out behind Williams tools; Irving Ave. is on list but need some materials – found a company out of Texas and found forms – will build our own concrete blocks where erosion is on street banks – will build them ourselves and own materials; still working on driveway pipes – have about seven (7) – they are rotted; Salt contract comes out September 1<sup>st</sup> – do this every year – salt has increased, ordered 800 tons of salt to save money; we paved the last two days – bottom of Snowden Hill where meets Oxford – contractor and MV Water Authority replaced 1500 feet where damaged it – the storm that damaged Roberts Road/Mohawk/Old Roberts Road – paved Old Roberts (608 ft), very short road – paving should be complete; CHIPS – award whole grant monies for getting done early; will patch holes to city line, in front of O’babys – will patch for winter and will do next year and will be a whole new road.
5. Councilman Reynolds asked for an update on Foxcroft project – John Dunkle went out and bought new equipment – they were able to survey as is and come up with a design and we have drain in need to order a 6ft. structure for the pond. Good Fall project for Foxcroft. Next week will start Rec Center.; Councilman Reynolds – at some point would like to have a meeting with the concerned residents up there to explain where we are, where we were, have some input when Dunkle is done.; Highway Superintendent Richard Sherman – did meet with Dunkle and he will have Wards 1 and 2 done by end of September. He has done a lot of walking and found a lot of things. Middle Settlement is going out to bid sometime in October – the County is putting it out to bid - sidewalks. Mudd Creek detention pond.
6. Two (2) bids for windows – two doors and si fixed frames.

- i. Rec Center Doors - Utica Glass – two doors in the heated room – with panic bar from inside for fire doors that you can get out. All framed in and ready and also 6 fixed frames, clear tempered glass - \$2,900 for two (2) doors, installed – six (6) fixed frames (windows) for \$7,200 48x96, installed. Total from Utica Glass \$10,100; Peters Glass was \$11,190 for the windows and \$1,455 for the two doors for a total of \$12,645; Supervisor Miscione – money wise, the one bond we took for locker rooms and dehumidifier for \$90,000 – we have \$45,000 remaining.

Councilman Lenart presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 208 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to accept the bid from Utica Glass Company for \$10,100.

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**.

**IV. Consideration of Matters Submitted by Town Supervisor**

- a. **Supervisor Miscione** – we have an Executive Sessions to discuss tax certiorari litigation.; Councilman Reynolds – before we do that, can you gives us a run down like you did at the last meeting of the sales tax, where we are; Supervisor Miscione – total sales tax we are down \$92,000 overall – total revenue we are down \$108,000 because of the parks program – includes dog parks, all general whole town, senior center, donations – so we are down 200K; total savings – saved from layoffs (like secretary), people not coming in like the senior center, summer help Rick didn’t have – actually up \$19,000 as of today – haven’t received 2<sup>nd</sup> quarter sales tax – 1<sup>st</sup> quarter have the figures on desk – we received two checks from the 1<sup>st</sup> quarter – 3<sup>rd</sup> end of September – 2<sup>nd</sup> quarter is where we were off – May 23<sup>rd</sup> was supposed to get 1<sup>st</sup> check, already into Aug. – they are behind. We are close but we are on the plus side \$19,000 as of today.; 2019 Audit

– should have numbers, have a meeting with them on Friday. We should have a surplus. We are in good shape for bills we have to pay and payroll we have. Gov. has put money on hold but will get it, just on hold.

- b. **Adirondack Bank** – sat down with them for the banding for next year - \$57,000 interest payment for next year – that we have in the budget. Took care of that. Have all the department budgets in except the Clerk’s Office. Bad side is, the County sent us letters that they might not get us the information we need to finish our budget until the end of September. In saying that, you’re probably will not have a full budget where you can look at the numbers until the 1<sup>st</sup> week of October. Everything is being held up.
- c. **Sewer Steering Committee** – conflict and can’t attend meetings – would like to recommend resident Mitch Ford to attend, pending background check – Highway Superintendent Richard Sherman knows him and recommends him.

Councilman Reynolds presented the following Resolution for adoption; seconded by Councilman Woodland:

**(RESOLUTION NO. 209 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to recommend Mitch Ford to represent the Town of New Hartford as a member of the Sewer Steering Committee.

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**.

V. **Consideration of Matters Submitted by Town Board Members**

- a. **Donation** – Received a \$100 donation from Donna Millett Hans and Karen Millett Lambie (in Memory of Margaret Millett) for the Senior Center.

Councilman Woodland presented the following Resolution for adoption; seconded by Councilman Lenart:

**(RESOLUTION NO. 210 OF 2020)**

**RESOLVED** that the Town Board of the Town of New Hartford does approve to go accept the \$100 donation from Donna Millett Hans and Karen Millett Lambie (in Memory of Margaret Millett) for the Senior Center.

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*.

**VI. Consideration of Matters Submitted by Town Attorney**

- a. Motion to go into Executive Session for tax certiorari litigation currently pending.

Councilman Woodland introduced the following Resolution for adoption and Councilman Lenart seconded same:

**(RESOLUTION NO. 211 OF 2020)**

**RESOLVED** that the New Hartford Town Board does hereby move to enter into Executive Session to discuss a pending tax certiorari proceeding (8:35pm).

The Resolution was voted upon by roll call 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*.

**END OF EXECUTIVE SESSION**

Councilman Woodland then offered the following Resolution for adoption and Councilman Reynolds seconded same:

**(RESOLUTION NO. 212 OF 2020)**

**RESOLVED** that the New Hartford Town Board does hereby move to end its Executive Session at 9:50 P.M. and to reconvene the regular portion of the Town Board meeting.

The Resolution was voted upon by roll call as follows:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye
Councilman Reynolds	-	Aye
Councilman Woodland	-	Aye

Supervisor Miscione - Aye.

Thereafter, the Resolution was declared unanimously carried and duly *ADOPTED*.

**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 9:52 P.M.

Respectfully submitted,

Cheryl Jassak-Huther  
Town Clerk  
6/28/2021