

**EMERGENCY MEETING OF THE TOWN BOARD
OF THE TOWN OF NEW HARTFORD, NEW YORK,
HELD AT TOWN HALL, 8635 CLINTON STREET, NEW HARTFORD, NY ON
FRIDAY, MARCH 19, 2021 @ 4:00 P.M.**

Town Supervisor Miscione called the meeting to order at 4:00 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 M. Lenart
Councilman David M. Reynolds
Councilman Richard B. Woodland, Jr.
Supervisor Paul A. Miscione

OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:

Deputy Town Supervisor Anthony J. Trevisani
Personnel Technician Barbara Schwenzfeier
Town Attorney Herbert Cully

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

1. Supervisor Paul A. Miscione – Completed the litigation fees for the Taco Bell next to Sangertown, the total value was \$29,152.20

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Woodland:

(RESOLUTION NO. 100 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the litigation fees for Taco Bell.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

2. Supervisor Paul A. Miscione – The publication for the Police Reform that was set for March 24, 2021 was never put in. The Town Clerk's Office didn't get that article in so we had it actually prepared and we would like to put in for a public hearing on March 29, 2021 at 6:00 PM, the

Police Reform and Reinvention Calibration Proposal that the committee put together. We have to approve that and have it passed by our by Board so that we can turn it into New York State by April 1, 2021.

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 101 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the Public Hearing meeting for March 29, 2021.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

3. Supervisor Paul A. Miscione – Set an additional Town Board Meeting for March 29, 2021.

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 102 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the additional Town Board Meeting for March 29, 2021.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

4. Supervisor Paul A. Miscione – Proclamation for Education Day – March 24, 2021 - Town Attorney Herbert Cully read the Proclamation -

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 103 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the Proclamation of Education Day in the Town of New Hartford for March 24, 2021.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

5. Supervisor Paul A. Miscione - Refunds for taxes, over payments – that is because the mortgage companies paid the taxes and the residents payed again -the total of the overpayments was \$50,314.63 and the Town Clerks Office will send out the checks for those.

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 104 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the checks (over payments) to be send back to the residents.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

6. Town Attorney Herbert Cully – before we go into Executive Session – There may be an interest in appointing an active Town Clerk under Section 30 of the Towns Law. As there is some concern with the day to day operation of the Town Clerks Office.; Supervisor Paul A. Miscione – motion to go into Executive Session.

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 105 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the Executive Session.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

Councilman Reynolds introduced the following Resolution for adoption and seconded by Councilman Messa:

(RESOLUTION NO. 106 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to come out of Executive Session.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

7. Supervisor Paul A. Miscione – Appointment for Registrar – Jade Giglio

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

(RESOLUTION NO. 107 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the appointment of Jade Giglio for Registrar.

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

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

The Resolution was unanimously carried and duly *ADOPTED*.

8. Supervisor Paul A. Miscione – Town Clerk Appointment – Cheryl Jassak-Huther; Town Attorney Herbert Cully – 'As you are all aware, Gail is retired as of September 30, 2021, our 1st Deputy Town Clerk, has been performing Gail's duties as she is allowed to by law but we have not, up to this point, filled the position of Town Clerk, which you are authorized to do when there is a vacancy. So a resolution has been submitted to be resolved, effective, March 22, 2021, Cheryl Jassak-Huther be and she hereby is appointed as acting Town Clerk with full powers of the Town Clerk as provided by Town Law at a salary of \$53,363, subject to further action which the Town Board may take.

Councilman Lenart introduced the following Resolution for adoption and seconded by Councilman Reynolds:

(RESOLUTION NO. 108 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve the appointment of Cheryl Jassak-Huther, Town Clerk.

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

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

The Resolution was unanimously carried and duly ADOPTED, with Councilman Woodland Abstaining.

9. Supervisor Paul A. Miscione – Sangertown Mall – the storm water project – break ground this Spring – the mall sent a contract (with the corrections) – getting the money from the County for a grant – year one, we will not get any payment but after year two, we will get \$7,000 a year maintenance, ongoing, in the contract. Highway Superintendent Richard Sherman approved it and said that is the price he would need to maintain it on a yearly basis. The first year we will be doing the work so there will not be any maintenance since it will be us (The Town) doing the work (cleaning it while doing the job).

Councilman Messa introduced the following Resolution for adoption and seconded by Councilman Lenart:

(RESOLUTION NO. 109 OF 2021)

RESOLVED, the Town of New Hartford Town Board does hereby approve to move forward with the Sangertown Square storm water project.

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

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

The Resolution was unanimously carried and duly ADOPTED.

ADJOURNMENT:

There being no further business to come before the Town Board, upon motion of Councilman Lenart and second by Councilman Reynolds, the meeting was adjourned at 5:04PM

(RESOLUTION NO. 110 OF 2021)

RESOLVED that the New Hartford Town Board does hereby accept and approve as submitted the approval to adjourn

Upon roll call, the Board members voted as follows:

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

The Resolution was declared unanimously carried and duly *ADOPTED*

Respectfully submitted,

Cheryl A. Jassak-Huther
Acting Town Clerk