

**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  
NOVEMBER 16, 2022 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 M. Lenart  
Councilman David M. Reynolds  
Councilman Richard B. Woodland, Jr.  
Supervisor Paul A. Miscione

**OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:**

Town Clerk Cheryl A. Jassak-Huther  
Town Attorney Herbert Cully  
Highway Superintendent Richard Sherman  
Bookkeeper to Supervisor Deanna Spina  
Deputy Town Supervisor Anthony J. Trevisani

ABSENT: Asst. Director of Personnel Barbara Schwenzfeier

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

**I. MEETING MINUTES – NOVEMBER 3, 2022**

- A. Correction to top of page – 7:00pm to 6:00pm and also Resolution # 291 – Town Board Roll Call correction

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

**(RESOLUTION NO. 307 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to make the changes to the November 3, 2022 meeting minutes and approve the minutes.

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

**II. PUBLIC HEARING**

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

**(RESOLUTION NO. 308 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to open up the public hearing for Local Law 5.

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

Town Attorney Herbert Cully – make it clear to anyone coming in to apply for building permits or site plan approvals or special use permits that the Town has the right, right up front, to hire an engineer to assist in the review and require a deposit.

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

**(RESOLUTION NO. 309 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to close the public hearing for Local Law 5.

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

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

**(RESOLUTION NO. 310 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to adopt Local Law 5.

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

**III. SUPERVISOR MISCIONE**

**A. VOUCHERS**

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

**(RESOLUTION NO. 311 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve the vouchers.

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

**IV. POLICE CHIEF RONALD FONTAINE**

- A. Discussed additional school safety officer (SSO) coverage hours to the SSO Program at New Hartford School Central School District; Town Attorney Herbert Cully will look over the current contracts
- B. No Parking signs at the Recreation Center – recommends a couple more – sign where park cars and one where they will walk by to go into school – Supervisor Miscione agrees

**V. SUPERVISOR MISCIONE**

- A. Fire Inspector – Carmen Luppino retiring end of the year – part-time, no benefits, \$20 per hour, approximately 20 hours a week – paid per hour – Supervisor Miscione will give Town Clerk the information to post on Facebook and the Town’s website for interested candidates – person will report to Supervisor Miscione – needs to be NY State certified

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- B. Parks Department – Full-time Laborer – Haoran Chen - \$16.50 per hour – effective 1/1/2023 – for vacated spot

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

**(RESOLUTION NO. 312 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Full-time Laborer – Haoran Chen - \$16.50 per hour – effective 1/1/2023.

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

- C. Anthony Messa – going from Highway to Parks - \$14.00 per hour – Full-time – effective 12/5/2022

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

**(RESOLUTION NO. 313 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Anthony Messa – going from Highway to Parks - \$14.00 per hour – Full-time – effective 12/5/2022

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

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

The Resolution was voted 4 to 1 and duly **ADOPTED**.

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- D. Erin Gillespie – she has been working at the Parks since last year – took a leave of absence and now will come back Seasonal to work at Rec Center – effective immediately, \$18 per hour – Laborer

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

**(RESOLUTION NO. 314 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve Erin Gillespie – part-time, effective immediately at \$18.00 per hour, Laborer to work at the Rec Center (Seasonal).

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

**VI. MATTERS SUBMITTED BY COUNCILMEN**

A. Councilman Messa

- i. Town Hall Meeting Room
  - 1. Reviewed and discussed material for Board Member area
  - 2. Discussed project time-frame start frame and expected completion of project date – construction will start in December
- ii. Update on Twyndom and Roman Road retention pond expected start date; Highway Superintendent Richard Sherman estimated April-May 2023
- iii. Update on new local law for future development to include time limit once building permit is issued, current process leaves the town vulnerable; Town Attorney Herbert Cully – has to sit down with Codes Dept. Lary Gell to go over things
- iv. Motion to reappoint Elis J. Delia to the Mohawk Valley Water Authority Board – 3 year team starting January 1, 2023 and expiring December 31, 2025; Highway Superintendent Richard Sherman – not much luck with the Water Authority, repairs, breaks, roads, etc. – can’t move forward with any of them, Elis, etc.; Councilman Reynolds – we have all seen issues, why they have left things the way they did – spoke with Elis a month ago – very understanding and felt that right/wrong, that he never been appraised of the issues, if he had he would have taken care of them – specifically mentioned the road work that cost the Town \$30,000.00 that was not the Towns issue, it was the Water Board and their

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contract; Highway Superintendent Richard Sherman – Elis did not get involved with that at all; Supervisor Miscione – they knew about the meeting – Rick and Paul had a meeting with them on that issue and Eric at the Water Board (Rick and Paul) was very rude – he knew about it and everyone knew about it at the Water Board and didn’t get involved – biggest issue is that the residents not only paid the \$30,000.00 for the road that the Water Authority messed up and got a 5% Or 8% increase on their water bills in the future also and paying those taxes, nothing against Elis Delia – the problem is (we have an appointment on that Board), how do we get something done when we have all these issues and we haven’t even had a meeting yet. Our appointment is not even due until the Organization meeting to pick someone 6 weeks ahead of time and we still have not resolved anything; Councilman Messa – set up a meeting with Pat on a monthly basis, come to the meetings – know the issues, areas that need to be fixed – think Elis is a great resident and has the knowledge and sometimes when people are not aware things they can’t fix things; Highway Superintendent Richard Sherman – He has been aware of things – you can walk in the Highway employee door at any given time, there is a big board for employees to see – at times you can see 55 water main breaks at a time on that Board – the Water Authority – if they would just repaved them correctly but they refuse to do them; Councilman Messa – get them to come here once or twice a month to come up with a solution

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

**(RESOLUTION NO. 315 OF 2022)**

**RESOLVED**, that the New Hartford Town Board does hereby approve to reappoint Elis J. Delia to the Mohawk Valley Water Authority Board – three-year term – effective January 1, 2023.

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

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

The Resolution was voted 3 to 2 and duly **ADOPTED**.

Supervisor Miscione – Councilman Messa offered to get the meetings together.

B. Councilman Woodland

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- i. Discussion on resident notification process for 12/7 Sangertown Public Hearing; Supervisor Miscione – Town Clerk got a list of residents/businesses within 500 ft. circumference of the area (Town Law) will send out a letter before the Public Hearing to notify them; Town Attorney Herbert Cully – normally we do not have to go 500 ft. but we have done that for Solar and we are going to do that for this so people are aware – think it is a great idea to expand the process; it is also posted on the Town Board, in the Observer Dispatch, Town’s website and Town’s Facebook page.

C. Councilman Lenart

- i. Chestnut Place – Street Light – Highway Superintendent Richard Sherman – still waiting on it; will also look at a residents driveway/water

**ADJOURNMENT**

There being no further business to come before the Board, upon motion duly made by Councilman Messa and seconded Councilman Lenart, the meeting was adjourned at 6:42 P.M.

**(RESOLUTION NO. 316 OF 2022)**

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

Respectfully submitted,

Cheryl Jassak-Huther  
Town Clerk  
11/19/2022