

**SPECIAL MEETING OF THE TOWN BOARD  
OF THE TOWN OF NEW HARTFORD, NEW YORK  
HELD AT 8635 CLINTON STREET, NEW HARTFORD, NY ON  
TUESDAY, MAY 21, 2019, AT 12:00 P.M.**

Town Supervisor Miscione called the meeting to order at 12:00 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  
Supervisor Paul A. Miscione

**ABSENT:**

Councilman Richard B. Woodland, Jr.

**OTHER TOWN OFFICIALS/EMPLOYEES PRESENT:**

Deputy Town Supervisor Anthony J. Trevisani  
Codes Enforcement Officer Joseph Booth  
Codes Enforcement Officer Lawrence "Lary" Gell  
Director of Finance Daniel T. Dreimiller  
Highway/Sewer Superintendent Richard C. Sherman  
Town Attorney Herbert J. Cully  
Town Clerk Gail Wolanin Young  
Deputy Town Clerk II Allison K. Adams

**Mowing contracts**

Town Supervisor Miscione informed the Town Board that the bid opening for the maintenance of overgrown properties will not be opened until May 31, 2019. Supervisor Miscione questioned Attorney Cully about the possibility of the Town using an RFP (Request For Purchase) as long as the total amount stayed under the \$1,000 limit. Attorney Cully responded that he would "rather you stay under \$1,000." Supervisor Miscione commented that the money would be quickly spent as they already have a list of properties that need maintaining.

**Purchase of Highway Equipment**

The Highway Superintendent was able to try out a 4 ton recycler and hot box trailer, and was very satisfied with the performance of the equipment. Therefore upon recommendation of Highway Superintendent Richard Sherman; Councilman Reynolds moved the adoption of the following Resolution; seconded by Councilman Lenart:

**(RESOLUTION NO. 174 OF 2019)**

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**BE IT RESOLVED**, that the Town Board of the Town of New Hartford hereby authorizes Highway Superintendent Richard Sherman to purchase a Falcon 4-ton recycler and hot box trailer, for a total cost of \$37,537. 1/3 of the monies will be used from the Sewer Department and 2/3 from the Highway Department.

The Town Board then voted upon roll call:

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

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

**2019 Budget Adjustments**

On behalf of Director of Finance Daniel Dreimiller, Supervisor Miscione submitted the following budget adjustment for approval. Councilman Reynolds moved the adoption of the following Resolution; seconded by Councilman Lenart:

**(RESOLUTION NO. 175 OF 2019)**

**RESOLVED**, that the New Hartford Town Board does hereby authorize and direct the Finance/Accounting department to make the following 2019 Budget adjustments:

**HIGHWAY**

<u>Account Description</u>	<u>Account Number</u>	<u>Current Budget Amount</u>	<u>Proposed Budget Amount</u>	<u>Increase (Decrease)</u>	<u>Explanation</u>
<b>EXPENSE</b>					
New Machinery Purchase	DB5130.2	\$142,140	\$169,677	\$27,537	To account for purchase of asphalt Recycler and hot box trailer
Road Maintenance – Paving	DB5112.40	\$338,000	\$328,000	(\$10,000)	
<b>Total Expense Adjustment</b>				<b>\$17,537</b>	
<b>Revenue</b>					
Interfund Revenue-FEMA	DB280.1	\$0	\$17,537	\$17,537	To account for purchase of asphalt Recycler and hot box trailer
<b>Total Revenue Adjustment</b>				<b>\$17,537</b>	

The Town Board then voted upon roll call:

Councilman Messa	-	Aye
Councilman Lenart	-	Aye

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Councilman Reynolds	-	Aye
Councilman Woodland	-	ABSENT
Supervisor Miscione	-	Aye.

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

**Return of Bid- Bonds**

Councilman Reynolds offered the following Resolution for adoption; seconded by Councilman Messa:

**(RESOLUTION NO. 176 OF 2018)**

**BE IT RESOLVED**, the Town of New Hartford does hereby authorize the return of the Bid deposit for Three Hundred and Fifty Dollars (\$350.00) be returned to Majestic Fireworks from the Trust and Agency account.

The Town Board then voted upon roll call:

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

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

**Return of Bid- Bonds**

Councilman Reynolds offered the following Resolution for adoption; seconded by Councilman Messa:

**(RESOLUTION NO. 177 OF 2018)**

**BE IT RESOLVED**, the Town of New Hartford does hereby authorize the return of the Bid deposit for Three Hundred and Fifty Dollars (\$350.00) be returned to American Fireworks, from the Trust and Agency account.

The Town Board then voted upon roll call:

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

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

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**2019 Budget Adjustments- Highway Department**

On behalf of Director of Finance Daniel Dreimiller, Supervisor Miscione submitted the following budget adjustment for approval. Councilman Woodland moved the adoption of the following Resolution; seconded by Councilman Lenart:

**(RESOLUTION NO. 178 OF 2019)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Finance/Accounting department to make the following 2019 Budget adjustments:

HIGHWAY

<u>Account Description</u>	<u>Account Number</u>	<u>Current Budget Amount</u>	<u>Proposed Budget Amount</u>	<u>Increase (Decrease)</u>	<u>Explanation</u>
<b>EXPENSE</b>					
New Machinery Purchase	DB5130.2	\$99,970	\$142,140	\$42,170	To Account for purchase of new Ford F250 and Sale of Old at No Additional Cost Outlay
			<b>Total Expense Adjustment</b>	<b>\$42,170</b>	
<b>Revenue</b>					
Sale of Equipment	DB2665.0	\$103,970	\$146,140	\$42,170	To Account for purchase of new Ford F250 and Sale of Old at No Additional Cost Outlay
			<b>Total Revenue Adjustment</b>	<b>\$42,170</b>	

The Town Board then voted upon roll call:

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

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

**2019 Agreement – Roadside Ditching**

Councilman Reynolds moved the adoption of the following Resolution; seconded by Councilman Messa:

**(RESOLUTION NO. 179 OF 2019)**

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**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor and the Highway Superintendent to enter into and to execute the Roadside Ditching Agreement between the Town and the County of Oneida wherein the Town agrees to perform roadside mowing on the improved County road system located within the geographical boundaries of the Town for an agreed-upon price, during the period beginning May 1, 2019 and ending December 1, 2019.

The Town Board then voted upon roll call:

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

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

**2019 Agreement – Roadside Mowing**

Councilman Messa moved the adoption of the following Resolution; seconded by Councilman Lenart:

**(RESOLUTION NO. 180 OF 2019)**

**RESOLVED** that the New Hartford Town Board does hereby authorize and direct the Town Supervisor and the Highway Superintendent to enter into and to execute the Roadside Mowing Agreement between the Town and the County of Oneida wherein the Town agrees to perform roadside mowing on the improved County road system located within the geographical boundaries of the Town for an agreed-upon price, during the period beginning May 1, 2019 and ending November 1, 2019.

The Town Board then voted upon roll call:

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

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

**MS4 Annual Report**

Discussion on the MS4 Annual Report was deferred to the June 12, 2019 Town Board Meeting.

**Pavilion Rental – Mended Hearts Mohawk Valley**

Upon recommendation of the Town Supervisor, Councilman Lenart presented the following Resolution for adoption, seconded by Councilman Messa:

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**(RESOLUTION NO. 181 OF 2019)**

**RESOLVED**, that the Town Board does hereby allow the non-for-profit Mended Hearts Mohawk Valley to rent a pavilion and Sherrillbrook Park for the discounted price of \$20.00 on August 12, 2019 from 3:00 P.M to 8:00 P.M.

The Town Board then voted upon roll call:

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

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

**Quotes for Pickleball Court Resurfacing**

The Town Supervisor brought forth quotes he received for the resurfacing of the Pickleball Courts at Sherrillbrook Park. After much discussion about Pickleball, the Town Board deferred any motion to the June 12, 2019 Board Meeting.

**Finance Director:**

**Audit of Vouchers**

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

**(RESOLUTION NO. 182 OF 2019)**

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

**RECORD OF CLAIMS**

#'s 818-836

A600	\$27,245.88
B600	\$ 6,864.50
BP600	\$40,328.76
SS600	\$ 66.08
TA600	\$12,126.55

**RECORD OF CLAIMS TOTAL #1** **\$86,631.77**

**RECORD OF CLAIMS**

#'s 837-844

A600	\$ 5,018.43
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B600	\$ 438.85
BP600	\$ 3,571.89
DB600	\$ 42,170.00
HQ600	\$ 44,398.00
HV600	\$134,975.83
SS600	\$ 2,409.12
TA600	\$ 989.00

**RECORD OF CLAIMS TOTAL #2 \$233,917.12**

**GRAND TOTAL #1 & 2 \$320,548.89**

The Town Board then voted upon roll call:

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

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

**Road Dedication – Gracie’s Place & Jack’s Way – Applewood Community**

The following Resolution was offered for adoption by Councilman Messa and duly seconded by Councilman Lenart:

**(RESOLUTION NO. 183 OF 2019)**

**WHEREAS**, Town Attorney Herbert Cully has confirmed that the Town has received the proposed deed and Abstract of Titles, and the engineer’s certification for two (2) new roads in the Applewood Community;

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of New Hartford does hereby accept and dedicate as public highways, Jack’s Way and Gracie’s Place.

The Town Board then voted upon roll call:

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

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

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Councilman Messa and Town Attorney Cully excuse themselves at 12:52 P.M for other business commitments.

**Purchase/Lease of Highway Equipment**

The Town Supervisor had sought council through Thomas Myers, Bond Council for the Town, with regard to ordering trucks now that would be manufactured in 2020 or 2021. There was some question whether this would require a public hearing at this time. Mr. Myers said that two (2) trucks could get on a list now by a simple resolution. At the time the trucks contracts come due (lease), a resolution, subject to permissive referendum would need to be adopted. Therefore, Councilman Reynolds moved the adoption of the following Resolution; seconded by Councilman Messa:

**(RESOLUTION NO. 184 OF 2019)**

**BE IT RESOLVED**, that the Town Board of the Town of New Hartford hereby authorizes Highway Superintendent Richard Sherman to place on the list for manufacturing one (1) plow truck and one (1) 10-wheeler dump truck. These plow trucks would be completed in 2020-2021.

The Town Board then voted upon roll call:

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

This 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 Reynolds, the meeting was adjourned at 1:05 P.M.

Respectfully submitted,

Allison Adams  
Deputy Town Clerk II