

FEBRUARY 09, 2022

PURCHASE OF LAPTOP, INSTALLATION OF SOFTWARE AND SUPPORT FOR \$1750. FROM EDMUNDS GOV AND TO LOOK INTO NETWORKING FOR THE ARKVILLE/ HALCOTTSVILLE WATER CLERK APPROVED.

2022 UNION WAGE RATES FOR THREE EMPLOYEES APPROVED.

CONTRACT WITH PESTECH SERVICES FOR \$425.00 SET-UP COST AND \$60.00/MONTH FOR YEAR FOR THE TRANSFER STATION APPROVED.

RESOLUTION #4 OF 2022 - A RESOLUTION OF THE TOWN BOARD OF THE TOWN OF MIDDLETOWN ACCEPTING THE LOW BIDDER FOR CONTRACT NO. 1 FOR THE HALCOTTSVILLE SEWER DISTRICT APPROVED.

HWY SUPT JOHN BIRUK AUTHORIZED TO ATTEND THE ANNUAL HIGHWAY SCHOOL IN ITHACA, NY IF IT BECOMES AVAILABLE.

DON KEARNEY STEPS DOWN FROM TE RAILROAD COMMITTEE.

SALARY INCREASE FOR THE BOARD OF ASSESSMENT REVIEW FROM \$12.50 PER HOUR TO \$15.00 PER HOUR APPROVED.

EXECUTIVE SESSION--- PENDING LITIGATION---NO ACTION TAKEN.

The Town Board of the Town of Middletown, Delaware County, New York, held their regular monthly meeting on Wednesday, February 09, 2022 at the Town Hall, located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Carl P. Davis

Council Members.....Brian Sweeney, Nelson Delameter and Robin Williams.

Councilman Christopher Dabritz was not in attendance.

Also present were: Nick Warner-Lamont Engineers, Bob Payne, Mike Martin-Mountain Eagle, John Hoeko, Cassie Palen, Beth Bush, Ernie Steiglehner, Joseph Todd, Valerie Masullo and Aureliano Camacho.

ATTACHED Agenda prepared by Supervisor Davis and Town Clerk.

Minutes of 01/05/22-Organizational/Workshop Meeting; Minutes of 01/12/22-Town Board Meeting and 01/19/22-Minutes of Annual Audit of Town Officers for Fiscal 2021 were approved as submitted by a motion made by B. Sweeney, seconded by R. Williams. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Supervisor's Monthly Financial Report; Town Clerk's Monthly Report; Building & Zoning Monthly Report; Justice Court Monthly Report; and Arkville and Halcottsville Monthly Water Reports for 12/2021 and Arkville and Halcottsville Quarterly Water Reports for 10/01/21-12/31/21 were approved as submitted, by a motion made by N. Delameter, seconded by B. Sweeney. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

The Town Board reviewed the ATTACHED Arkville-Halcottsville Water Monthly Action Report for January 2022 prepared by Bob Payne.

Motion was made by C.P. Davis, seconded by N. Delameter to approve the purchase of a laptop, installation of software and support for \$1750. from Edmunds Gov and to look into networking for the Arkville/Halcottsville water clerk. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

The Town Board reviewed the wage rate dispute with the highway department union. Supervisor Davis noted that in 2019 there was an error in the union supplied rate schedule but the wording in the text of the contract was correct. The error was recently discovered by the union representative and the error affected the pay rate of three employees. The union requested the error to be corrected back to 2019. Motion was made by C.P. Davis, seconded by N. Delameter to approve corrections and adjust the wage rate for 2022 only, for a total reimbursement of \$16.98. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by B. Sweeney, seconded by R. Williams to approve the ATTACHED Contract with Pestech Services for \$425.00 set-up cost and \$60.00./month for one year at the Transfer Station to reduce the growing number of rodents. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by B. Sweeney, seconded by N. Delameter to approve the ATTACHED Resolution #4 of 2022 - A Resolution of the Town Board of the Town of Middletown Accepting the Low Bidder for Contract No. 1 for the Halcottsville Sewer District. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by N. Delameter, seconded by R. Williams to authorize Hwy Supt John Biruk to attend the Annual Highway School in Ithaca, NY if it becomes available. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Supervisor Davis opened the floor to the public. Valerie Masullo addressed the Town Board concerning the Town Highway Department no longer plowing the road that leads to her father's property and her father reached out to everyone concerning this and no one replied to him. She stated they have always maintained it but there was a disagreement over a trailer partially blocking access and said it was her fault that it was there but she could not move it as it was frozen in when John Biruk complained about it. She further commented that he father is elderly and she is concerned for his safety with it not being plowed. Supervisor Davis commented that upon further investigation, Hwy Superintendent Biruk said he discovered the Town only owned a portion of the road. The rest of the road, although it had been plowed for years by the Town, is a private road. Supervisor Davis suggested that Ms. Masullo attend next month's meeting and he would ask Hwy Superintendent Biruk to attend the meeting to discuss the matter, since the decision to stop plowing was made by the Hwy Superintendent,

John Hoeko said he will be running for Trustee of the Village of Fleischmanns. He stated he would like to bring back Lake Switzerland for fishing and swimming. Also, he would like to see the former Bailey's Mill property on Wagner Avenue, now owned by the County, be used for community functions.

Don Kearney stepped down from the Railroad Committee.

Motion was made by C.P. Davis, seconded by B. Sweeney to increase the hourly wage for the Board of Assessment Review from \$12.50 per hour to \$15.00 per hour. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.**

Motion was made by C.P. Davis, seconded by N. Delameter to enter into Executive Session at 7:06 p.m. to discuss pending litigation. Included in the Session was the Town Clerk and Assessor Joseph Todd. **(4) - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.** Motion for adjournment was made by R. Williams, seconded by N. Delameter and the Executive Session was adjourned at 7:37p.m. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams - (0) Nays.** There was no Board action per the Executive Session.

The monthly vouchers were audited and ordered paid by a motion made by B. Sweeney, seconded by R. Williams. **(4) Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams- (0) Nays.** Vouchers approved were #059-121, totaling \$205,326.52.

Motion for adjournment was made by C.P. Davis, seconded by B. Sweeney. (4)
Ayes - Carl P. Davis; Brian Sweeney; Nelson Delameter and Robin Williams- (0)
Nays. The meeting was adjourned at 7:48 p.m.

DATED: February 16, 2022



PATRICIA F. KELLY
TOWN CLERK