

**TOWN OF DELHI  
BOARD MEETING  
January 10, 2022  
7:00PM**

Supervisor Tuthill called the meeting to order at 7:00pm.

Those present:

Councilmember's: Margaret Baldwin, William Cairns, Matt Krzyston, and Christina Viafore.

Absent: Highway Superintendent Daren Evans

Residents: Rick Ackerly-PAC

**The Pledge of Allegiance** was led by Councilmember Baldwin.

**Privilege of the Floor:**

Rick Ackerly of PAC questioned Supervisor Tuthill regarding the article in the Reporter as to the town returning the property to the village. Tuthill responded it was wishful thinking and is a possibility; it has been discussed. There are board members on the village that were on with the previous mayor and they have agreed it would have been better off as a village project. The village has the work force where the town has to hire contractors to do the work. Some of the village board feel they already have a recreation program and felt they are already set up for it and had been for years. Tuthill said it kind of got shuffled off to the town. Ackerly stated it is more village than town and agreed. Ackerly questioned if it was just the playground or the pool also. Tuthill stated both.

**Approval of December 13, 2021 Regular Board Meeting, December 30, 2021 Year End Meeting & January 3, 2022 Organizational Meeting Minutes:**

Councilmember Krzyston made a motion to accept all board minutes listed above as presented, with Councilmember Cairns seconding. Motion carried.

**Old Business:**

Supervisor Tuthill stated with the change to paragraph two in the Clean Energy Heating and Cooling Campaign letter all was good. Councilmember Viafore made the motion to approve Tuthill signing with Councilmember Krzyston seconding. The clerk requested to receive a copy of the final letter; Supervisor Tuthill will provide the copy.

Supervisor Tuthill announced the attorney has looked over the Nixle agreement and stated it is fine. The town will use the ARPA funds to pay for the service; the town attorney stated the money can be used for this. Councilmember Viafore will get a new quote from Lauren of Nixle for payment. Councilmember Cairns made a motion to approve the contract with Nixle for Supervisor Tuthill to sign. Councilmember Baldwin seconded the motion. Motion carried.

Supervisor Tuthill stated the town attorney will be getting ahold of "KJ" from Parkitek and get the contract together so we can sign it. Tuthill further stated that he has speaking with "Peter" the contractor from DEC and is trying to get things figured out with the DEC. Councilmember Baldwin stated the playground has been in the same spot since the late 70's or early 80's and we would not be digging only skimming the surface. Tuthill stated they are looking for ground water potential contamination and it's supposed to be on inactive landfills; Tuthill then said he doesn't know where they classified it as a landfill. Tuthill felt the

gentleman was pretty reasonable and is hopeful they can get to the bottom of it. She spoke with former councilmember Perkins and he stated to her that the clerk's office was given all documents related to the pool. Tuthill said Baldwin can get together with the town clerk and review the records. Baldwin wanted to verify that the attorney would be working with Parkitek to do the contract so we could lock in the pricing. Tuthill said we should be able to approve it hopefully at the next meeting; unless DEC throws a curveball. Tuthill explained that the first contact he had with them (he has spoken with 2 different people) they wanted to come down in the middle of the summer and start digging test pits and drill monitoring wells. Tuthill told them he could not have them running around with heavy equipment while it was swimming season; he did not give them permission. Tuthill had not heard anything further for a year then it was transferred to another engineering firm; so we need to find out what to do. Baldwin asked if Merzig (town attorney) agrees and everything is set up we almost don't have to wait until the next meeting as far as Tuthill's signature. Tuthill said depending on what they (the DEC) tell him they want to do and where. Tuthill doesn't know where they want to dig. Tuthill said the attorney will get the contract ready to go in the meantime and hopefully everything will fall in line.

Supervisor Tuthill stated the Highway Superintendent asked for authorization to hire seasonal help for snow plowing if needed. Evans would like the board to waive the CDL requirement as it's usually someone to run the pickup trucks to clean intersections as our employees run the big trucks. The union contract stated it's just the union employees just have to be CDL licensed or have 6 months to get one. The contract stated nothing in regards to part time seasonal help. A motion was made by Councilmember Cairns to allow Highway Superintendent Evans to waive the CDL requirement for seasonal help, Councilmember Krzyston seconded the motion. Motion carried.

Supervisor Tuthill stated that the ZBA appointment, council committee appointments and planning board appointments would be discussed in executive session.

Supervisor Tuthill announced that Councilmembers Margaret Baldwin and Christina Viafore would be appointed to the Personnel Committee so they would be the one's doing the audits for the Justice Court, Town Clerk/Tax Collector and Bookkeeper. The clerk will provide them with the audit checklists. He also stated the court needed to be done in January. Viafore stated she would contact them with a date.

#### **New Business:**

The budget amendments for 2021 have not been completed and will be presented at the February meeting.

#### **Committee Reports:**

**Highway/Machinery:** Written report from Superintendent Evans provided to councilmembers. Councilmember Cairns read the report. The truck conditions were discussed. Councilmember Cairns stated the old fire truck needs to go; Tuthill said if we are going to the crushers then we should make a day of it with the other stuff laying around. Councilmember Cairn's stated yesterday and today were pretty rough day for the highway department; Tuthill added the back roads are ice and snow covered.

**Personnel: (Councilmember's Viafore & Baldwin):** Councilmember Viafore stated they would get the audits scheduled for the offices.

**Recreation/Health/Youth:** Councilmember Baldwin stated PAC member Ackerly had a couple of requests; he was offered the floor. Ackerly asked if the town would rebid the concrete for the pool; Tuthill requested a motion from the councilmembers stating we will use the same ad and will just changing the dates; the bids will be opened at our February 14<sup>th</sup> meeting and will be advertised for two weeks. Councilmember Cairns made the motion with Councilmember Baldwin seconding. Motion carried. Also discussed the advertising of Recreation Director and lifeguards; motion to advertise two weeks was made by

Councilmember Cairns and seconded by Councilmember Viafore. Motion carried. The clerk requested the ads prior to Friday. Baldwin stated she would get them to her.

Ackerly asked if we should get a new bid from Todd Shady of Aquatec for the opening and closing of the pool; Tuthill said if he leaves his rate the same as last year he would be ok with just doing it again this year. Ackerly will contact Shady and let the board know. If he raises the rate we will have to bid the professional service. Also, Ackerly questioned advertising for the chemicals and propane, Baldwin stated two companies are interested. Tuthill said we need to advertise for them with an estimated amount of propane for the season. PAC will come up with the ads for the legals. Ackerly asked about the playground piece that Hamden was interested in and asked if it was still a go. Tuthill stated he assumed we were still planning on doing it. Ackerly discussed the other playground equipment; Councilmember Cairns stated Auctions International, Tuthill agreed. They discussed the disposal of the equipment. Cairns stated get a list together with pictures and suggested they speak to Highway Superintendent Evans as he has placed items on the auction site. Baldwin asked if this should be done right away or should they preserve the playground until issues are resolved. Tuthill stated hold off just in case, but get the list and pictures together.

Supervisor Tuthill asked if a letter was ever received from the O'Connor Foundation regarding the request to leave the playground in the existing location. Baldwin and Ackerly met with them and they were ok; Tuthill stated the town needs a letter for its files. Baldwin will get a letter from them.

Ackerly asked who was doing the IT on the cameras at the pool. Councilmember Viafore is keeping track of the cameras.

Councilmember Viafore thanked the Clerk's office for their work handing out the COVID test kits to the community.

**Economic Development/Shared Services:** Councilmember Cairns stated there has been no meeting. Councilmember Krzyston discussed issues with the ice rink. He also announced that the Delhi Sewer Works Corporation has been formed and he has been invited to be part of it. Tuthill said there is no urgency now. The Army Corp of Engineers is writing an article on the Reservoir Park project, it will be national. Krzyston will keep everyone up to speed on it.

**Buildings:** Councilmember Viafore questioned the lights which were discussed prior. She asked if it had been done yet as the town received the monies for the project. Councilmember Krzyston stated no but he will look into it with the college as it is still intended. He will try to expedite it.

**IT:** Councilmember Viafore stated she updated the terms for most officials. She will continue with the updates. Also, AISLE8 has upgraded to the content management to the website.

**Codes:** Councilmember Cairns stated December was a quiet month; three building permits were issued. Nine inspections/meetings, five in-office conferences, four c/o letters and he drove 97 miles.

### **CODES Monthly Report:**

Supervisor Tuthill stated the heading on the report stated "January 2022 Monthly Report for December 2021 and this did not make sense and should be changed to just December 2021 Monthly Report. A motion was made by Councilmember Cairns to accept the report with the heading amended; Councilmember Krzyston seconded the motion. Motion carried.

### **Justice Court Report:**

A motion was made by Councilmember Cairns to accept the December 2021 Justice Court Report. Councilmember Cairns seconded the motion. Motion carried. Councilmember Krzyston questioned a specific entry due to all charges being dismissed; the board discussed the entry.

### **Clerk's Monthly Report & Year End Report:**

A motion was made by Councilmember Krzyston to accept the December 2021 Clerk's Report and the

2021 Clerk's Year End Report and seconded by Councilmember Baldwin. Motion carried.

**Supervisor's Financial Report:**

Supervisor Tuthill stated there was no report was for December 2021. He further stated "year-end" adjustments to accounts were necessary; he hopes to have the report at our next meeting.

**Supervisor's County Report:**

Supervisor Tuthill stated there was not much new since the last meeting. Councilmember Krzyston asked about the house on Main Street that had the fire. Tuthill stated the house was a total loss and will be knocked down.

**Abstracts:**

Councilmember Krzyston made the motion to approve Abstract #001 – 2022 accounts A – SF Voucher No. 0001 – 0024 equaling \$130,853.95, there were no vouchers for account TA. Total vouchers presented equaled \$130,853.95. Councilmember Viafore seconded the motion. Motion carried.

**Executive Session:**

A motion was made by Councilmember Baldwin at 7:50pm to enter into executive session to discuss a personnel matter; Councilmember Viafore seconded the motion. Motion carried.

A motion to exit the executive session was made by Councilmember Viafore and seconded by Councilmember Cairns at 8:10pm. Motion carried.

After the executive session the board reconvened and Supervisor Tuthill announced the following appointments:

Planning Board: Dominic Morales term ending 2028, Justin Foster term ending 2027, Kevin Rossley term ending 2022. Motion to appoint by Councilmember Cairns seconded by Councilmember Baldwin.

Zoning Board of Appeals: Jay Wilson term ending 2026. Motion to appoint by Councilmember Baldwin seconded by Councilmember Viafore. Motions carried.

**Adjourn:**

Councilmember Krzyston made a motion to adjourn the meeting at 8:27pm, Councilmember Viafore seconded the motion. Motion carried.

Respectfully submitted,



Elsa Schmitz  
Town Clerk  
Town of Delhi