

01) Deputy Supervisor Stalteri called to order the **Regular Meeting** of the Town Board of Herkimer held on Tuesday, February 18th, 2020, at 6:00PM, in the Herkimer Town Hall located at 114 N. Prospect St., Herkimer, NY 13350.

02) Roll Call of Officers

Present: Deputy Supervisor-----Daniel Stalteri
Councilman-----Vito Carbone
Councilwoman-----Kathy Penree
Attorney-----Christopher Bray
Codes Enforcer-----Ken Collis

Excused: Supervisor-----Dominic Frank
Councilman-----Randy Kast
Highway Supt.-----David McManus
Deputy Attorney-----Kyle Crandall

03) Pledge of Allegiance to the Flag.
Councilwoman Penree led us in the Pledge of Allegiance to the Flag.

04) Reading of the Minutes.
Motion by Councilwoman Penree, seconded by Councilman Carbone, to accept and place on file the minutes of the previous meetings held on February 3rd, of 2020 as written.

CARRIED AYES ALL

05) Public Meeting.
Motion by Councilman Carbone, seconded by Councilwoman Penree to open the public meeting.

CARRIED AYES ALL

Deputy Supervisor Stalteri stated with no one present from the public he would entertain a motion to close the public meeting.

Motion by Councilman Carbone, seconded by Councilwoman Penree to close the public meeting.

CARRIED AYES ALL

06) Petitions and Communications.

Motion by Councilman Carbone, seconded by Councilwoman Penree, to accept and place on file all the petitions and communications 6A through J listed below.

- A.) A letter dated February 4, 2020 from NYSDOH Senior Sanitarian, Susan Simonelli, concerning the 2020 Water Quality Monitoring Requirements.
- B.) A letter dated February 5, 2020 from Christopher Baimonte, on behalf of the Town of Schuyler Zoning Board of Appeals, concerning the SEQRA Determination of Negative Significance for the SunEast Watkins Road Solar Farm Project.
- C.) A letter dated February 5, 2020 from Gregg Evans of the Bonadio & Co., Certified Public Accountants, concerning the confirmation and specific terms of our engagement.
Deputy Supervisor Stalteri stated we have received a letter from Bonadio concerning the auditing service and he would recommend that the board give Supervisor Frank the authority to move forward with this agreement.

Motion by Councilman Carbone, seconded by Councilwoman Penree to give Supervisor Frank the authority to move forward with the Bonadio Agreement.

CARRIED AYES ALL

- D.) An email dated February 7, 2020 from Region 2 Structures Management Engineer, Andrew Marino, concerning a Bridge Element Inspection Training.

- E.) A letter dated February 10, 2020 from NYS Homes and Community Renewal Program Director, Charles Phillion, concerning the lead agency consent for the NYS CDBG Project.
- F.) A letter dated February 10, 2020 from NYS Senior Environmental Analyst, Judy Littrell, concerning the East Herkimer Sewer District.
- G.) A letter dated February 10, 2020 from the Herkimer County Soil and Water Conservation District Envirothon Coordinator, Katie Whitcomb, concerning a donation for the Herkimer County Envirothon Competition.
- H.) A letter dated February 13, 2020 from NYS Unified Court System, Deputy Chief Administrative Judge concerning Hon. Michael Petucci.
- I.) An email dated February 13, 2020 from Chris Lawton, Vice President & LEED AP of Barton & Loguidice, concerning the SEQR notice.
- J.) A letter received February, 2020 from the Village of Herkimer concerning a General Public Education Notice.

CARRIED AYES ALL

07) Routing.

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file all three of the routed material that consists of the SunEast Watkins Road Solar Farm Project SEQRA Determination, the Annual Drinking Water Reports 2015-2018, and the Erie Canalway National Heritage Corridor 2019 Annual Report.

CARRIED AYES ALL

08) Resolutions.

09) Old Business.

Appointments for 2020:

Town Sole Assessor for a six-year term, 01/01/20 to 09/30/25.

The board agreed to table this at this time as we are waiting on a signed contract.

TABLE

Water District: Councilman Carbone asked if we have had an update on the water contamination? Deputy Supervisor Stalteri stated he will ask Supervisor Frank to ask the Village for an update. Customers were advised to run water for a certain amount of time before using it. He also stated the letter we received was very informative. He stated people should be checking the pipes in their homes, as well as the pipes from the road to their homes to make sure the lead pipes have been replaced. The Village will have their next meeting on Thursday of this week, due to the holiday on Monday and Court being held.

Mckennan Road Enhancement Project: Attorney Bray stated the survey has been done and he ran it through the title company. They brought up some concerns and the surveyor agreed and will make the necessary changes. Once this is all done, we can close on the properties. Deputy Supervisor Stalteri asked Attorney Bray if our subdivision laws need to be updated before we can close on these properties. Attorney Bray will review the current subdivision local laws and regulations and will report back to the board at our next meeting to let us know if any changes need to be made. Stalteri asked that this be placed on the agenda for next meeting as a reminder for the update because we don't want it to hold up the project.

West Herkimer Water: Deputy Supervisor Stalteri stated a notification was sent to the State Comptroller that we passed the public hearing order.

Motion by Councilwoman Penree, seconded by Councilman Carbone to accept and place on file the letter dated February 18, 2020 from Richard Andino to the State Comptroller concerning the Public Hearing Order passed by the Town of Herkimer.

CARRIED AYES ALL

Deputy Supervisor Stalteri stated that our next meeting will be held at the Herkimer High School Cafeteria at 6:00 PM on March 2, 2020. This will be done after the public hearing for the West Herkimer Water District.

East Herkimer Sewer District:

Steuben Hill Road:

Solar Project on Sokol Road:

Codes: Codes Enforcer Collis stated he will be away from February 20, 2020 until March 2, 2020. Deputy Supervisor Stalteri asked if someone will be covering for him while he is out? Collis will ask the Village Codes Enforcer Ralph Franco Jr. to cover for while he is away.

NYMIR Risk Control Resurvey Report:

Strategic Plan:

Website:

Dog Control Local Law:

Subdivision Local Law:

10) New Business.

11) Reports.

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file the Cash Report for January, 2020.

CARRIED AYES ALL

Motion by Councilwoman Penree, seconded by Councilman Carbone to accept and place on file the Town Justice Report for January, 2020.

CARRIED AYES ALL

Deputy Supervisor Stalteri stated this Thursday we will be having a preliminary meeting at 4:00PM at the Town Hall to meet with the teamsters to have an understanding of what they are and what we are asking for.

Motion by Councilman Carbone, seconded by Councilwoman Penree to accept and place on file two letters of appointment; one for Erin Fitch as a part-time Deputy Town Clerk and one for Don Gregory as a season employee for the Highway Department.

CARRIED AYES ALL

Motion by Councilwoman Penree, seconded by Councilman Carbone to accept and place on the transfer of funds for the payroll date of February 2, 2020.

CARRIED AYES ALL

11) Purchase orders and Audit.

Motion by Councilwoman Penree, seconded by Councilman Carbone to accept and place on file the Audit dated February 18, 2020.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to go into executive session to discuss union contracts.

CARRIED AYES ALL

Motion by Councilman Carbone, seconded by Councilwoman Penree to close executive session with no decisions made.

CARRIED AYES ALL

12) Adjourn.

Motion by Councilman Carbone, seconded by Councilwoman Penree, that the Regular Meeting of the Herkimer Town Board be adjourned until the next Regular Meeting to be held on Monday, March 3rd, 2020 at 6:00PM at the Herkimer High School Cafeteria.

CARRIED AYES ALL

Jennifer M. DeMetro, Herkimer Town Clerk