

A regular meeting of the Board of Trustees for the Village of Delhi was held **Thursday, May 5, 2022** at 5:30 p.m. at Village Hall.

The meeting started at 5:30 p.m. with the Pledge of Allegiance.

Present: Mayor: Sridhar Samudrala
Trustees: Jeremy Fitch, Ian Lamont, Janet Tweed

Absent: Trustee Jeffrey Gearhart

Visitors: Thomas Smith, Margaret Baldwin, Mary Crisafulli (The Reporter), Bill Brown, and Kelly Mariotti

Privilege of the floor was granted to –

Presentation – Mayor Cup – Tom Smith & Laura Gioffe (not present) – July 16, 2022

Tom Smith was present to update the Village board and answer any questions they might have. He would like to advertise the 7/16/22 Mayor Cup event on the Village website and facebook as well as Delhi Telephone Company calendar but this cannot happen until this event is approved by the Village board. Tom started planning this event some time ago for 7th grade and up and only recently Laura Gioffe (along with Jerry Cheshire) is working on including 3rd – 6th grade students to this event. Tom has 20 sponsors for this event and Laura Gioffe has obtained some additional sponsorships. This event is proposed to be covered under the Village of Delhi insurance. We have already received the okay from our insurance agent (Chris Slonaker @ NBT Mang) and the additional cost for the Mayor Cup Basketball tournament would be \$275.

Motion was made by Trustee Fitch to approve the Mayor Cup 3x3 tournament on 7/16/2022 as a Village project and cover on our insurance policy. Motion was seconded by Trustee Tweed and passed unanimously.

Presentation – Anthony Salerno – social media

Anthony was present and said he is trying to work more locally and would like to work with Village of Delhi with marketing and social media. He had a brochure for his business (Aerial Pros) with his pricing, which ranges from \$500 - \$1,450 per month for his social media services.

Fair Housing Plan – Kelly Mariotti (Delaware County Economic Development) -

Kelly Mariotti from Delaware County Economic Development was present at the meeting in case there were any questions from the Village board regarding the Resolution Adopting a Fair Housing Plan.

Motion was made by Trustee Fitch to approve:

“Resolution Adopting a Fair Housing Plan

WHEREAS Federal and New York State Laws prohibit discrimination in the sale, rental and financing of housing on the basis of race, creed, gender, national origin familial status, marital status or handicap and,

WHEREAS the Village of Delhi participates in the HUD Community Development Block Grant Program and,

WHEREAS the Community Development Block Grant Program requires that each participating community take affirmative action to further fair housing,

NOW THEREFORE, BE IT RESOLVED that the Village of Delhi hereby adopts a Fair Housing Plan, which is attached to this Resolution and

BE IT FURTHER RESOLVED that the Village of Delhi adopts a Fair Housing Plan, which is also attached to the Resolution.

VILLAGE OF DELHI FAIR HOUSING PLAN

Preamble

A plan prohibiting discrimination of the basis of race, color, religion, sex, handicap, familial status, or national origin in the sale, rental, or advertising of dwellings, in the provision of brokerage services, or in the availability of residential real estate related transactions.

Article I: Purposes

Enactment Section 100 Purposes and Enactment

For the purpose of providing and ensuring fair housing opportunities for all within the Village of Delhi, the Village Board of the Village of Delhi, in the County of Delaware, State of New York, under the authority of the General Municipal and Village Laws, hereby obtains, enacts, and publishes this Plan.

Article II

Definitions Section 200 Definitions

210 General – For the purpose of this Plan, certain words or phrases herein shall be interpreted as follows, except where the context clearly indicates the contrary: words used in the singular include the plural, words used in the present tense include the future tense, the word “person” includes a corporation as well as an individual, and the word “shall” is always mandatory.

202 Specific Words or Phrases – For the purposes of this Plan, certain terms or words herein shall be interpreted as follows:

“Dwelling” means any building, structure, or portion thereof which is occupied as, or designed or intended for occupancy as, a residence by one or more families, and any vacant land which is offered for sale or lease for the construction or location thereon of any such building, structure, or portion thereof.

“Person” includes one or more individuals, corporations, partnerships, associations, labor organizations, legal representative, mutual companies, joint-stock companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers, and fiduciaries.

“Family” includes a single individual.

“To Rent” includes to lease, to sublease, to let and otherwise to grant for a consideration the right to occupy premises not owned by the occupant.

“Discriminatory housing practices” means an act that is unlawful Articles III, IV, and V.

Article III: Discrimination in the Sale or Rental of Housing

Section 300 Discrimination in the Sale or Rental of Housing

Except as exempted by Article VI, it shall be unlawful within the Village of Delhi:

- (a) To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, color, religion, sex, handicap, familial status, or national origin.
- (b) To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling or in the provision of services or facilities in connection therewith, because of race, color, religion, sex, handicap, familial status, or national origin.
- (c) To make, print, or publish, or cause to be made, printed or published, any notice statement, or advertisement with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, color, religion, sex, handicap, familial status, or national origin, or and intention to make any such preference, limitation or discrimination.

- (d) To represent to any person because of race, color, religion sex, handicap, familial status, or national origin that any dwelling is not available for inspection, sale, or rental when such dwelling is in fact so available.
- (e) For profit, to induce or attempt to induce any person to sell or rent any dwelling by representation regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, color, religion, sex, handicap, familial status, or national origin.

Article IV: Discrimination in the Financing of Housing

Section 500 Discrimination in the Provision of Brokerage Services

It shall be unlawful within the Village of Delhi for any bank, building and loan association, insurance company, or other corporation, association, firm, or enterprise whose business consists in whole or in part in the making of commercial real estate loans to deny a loan or other financial assistance to a person applying therefor for the purpose of purchasing, constructing, improving, repairing, or maintaining a dwelling; or to discriminate against him in the fixing of the amount, interest rate, duration, or other terms or conditions of such loan or other financial assistance because of the race, color, religion, or sex, handicap, familial status, or national origin of such person or of any person associated with him in connection with such loan or other financial assistance, or the purposes of such loan or other financial assistance, or of the present or prospective owners, lessees, tenants, or occupants of the dwelling or dwellings in relation to which such loan or other financial assistance is to be made or given Provided, That nothing contained in this section shall impair the scope or effectiveness of the exception contained in Article VI.

Article V: Discrimination in the Provision of Brokerage Services

Section 500 Discrimination in the Provision of Brokerage Services

It shall be unlawful within the Village of Delhi to deny any person access to or membership or participation in any multiple listing service, real estate broker's organization, or other service, organization, or facility relating to the business of selling or renting dwellings, or to discriminate against him in the terms or conditions of such access, membership, or participation on account of race, color, religion, sex, handicap, familial status, or national origin.

Article VI: Exceptions

Section 600 Exemptions

601 Sales/Rentals by Owners – Nothing in Article III (other than Subsection c) shall apply to:

- (1) Any single family house sold or rented by an owner: Provided that such private individual owner does not own more than three such single family houses at an time: Provided further, That in the case of the sale of any such single family house by a private individual owner not residing in such house at the time of sale, or who was not the recent resident of such house prior to such sale, the exception granted by this subsection shall apply only with respect to one such sale within any twenty-four month period? Provided further, That such bona fide private individual owner does not own any interest in, nor is there owned or reserved on his behalf under any express or voluntary agreement, title to any right to all or a portion of the proceeds from the sale or rental of more than three such single family houses at one tune; Provided further, That the sale or rental of any such single family shall be excepted from the application of this Plan only if such house is sold or rented (A) without the use in any manner of the sales or rental facilities or the sales or rental services of any real estate broker, agent, salesman or of such facilities or services of any person in the business of selling or renting dwellings, or of any employee or agent of any such broker, agent, salesman or person, and (B) without the publication posting, mailing, after notice, of any advertisement or written notice in violation of Article III of this Plan; but nothing in this provision shall prohibit the use of attorney escrow agents, abstractors, title companies and other such professional assistance as may be necessary to perfect or transfer title, or

- (2) Rooms or units in dwellings containing living quarters occupied or intended to be occupied by not more than four families living independently of each other, if the owner actually maintains and occupies on of such living quarters as his residence.

For the purpose of this exemption, a person shall be deemed to be in the business of selling or renting dwellings if:

1. He has, within the preceding twelve months, participated as principal in three or more transactions involving the sale or rental of any dwelling or any interest therein, or
2. He has within the preceding twelve months, participated as agent, other than in the sale of his own personal residence, in providing sales or rental facilities or sales or rental services in two or more transactions involving the sale or rental of any dwelling or any interest therein, or
3. He is the owner of any dwelling designed or intended for occupancy by, or occupied by five or more families.

602 Sales/Rentals by Religious Organizations – Nothing in this Plan shall prohibit a religious organization, association, or society, or any nonprofit institution or organization operated, supervised, or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental, or occupancy of dwellings which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color, sex, handicap, familial status, or national origin, nor shall anything in this Plan prohibit a private club, not in fact open to the public, which as an incident to its primary purpose or purposes, provides lodgings which it owns or operates for other than a commercial purpose, from limiting the rental of occupancy or such lodgings to its members or from giving preference to its members.

Article VII

Section 700 Administration

701 Authority and Responsibility – The authority and responsibility for publicizing, administering and enforcing this Plan shall be in the Town’s Fair Housing Officer, to be designated by the Village Mayor of the Village of Delhi.

702 Violations – Violations of this Plan shall be reported in person or in writing to the Town’s Fair Housing Officer within a year of the alleged discriminatory housing practice.

703 Enforcement – Where sufficient cause exists to believe that the terms of this Plan have been violated, the Fair Housing Officer shall institute a suit in Court against the alleged violator within 120 Days following the issuance of the charge.

Article VIII: Miscellaneous Provisions

Section 800 Miscellaneous Provisions

801 Amendment – The Village Board may, on its own initiative or on petition, amend, supplement, or repeal the provision of this Plan in conformity with applicable law after public notice and hearing.

802 Interpretation – In their interpretation and application, the provisions of this Plan shall be held to be minimum requirements, adopted for the promotion of the public health, morals, safety, or the general welfare. Whenever the requirements of this Plan are at variance with the requirements of any other lawfully adopted rules, regulations or ordinances, the most restrictive, or that imposing the highest standards shall govern.

803 Validity – The validity of any section or provisions of this Plan shall not invalidate any other section or provision thereof.

804 Short Title – This Plan shall be known and may be cited as “The Village of Delhi Fair Housing Plan.”

Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Lamont to approve the minutes of the April 18, 2022 regular meeting. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Fitch to approve Abstract #012 dated May 5, 2022 in the amount of \$61,242.36 (General fund \$12,676.36, Water fund \$6,272.23, Sewer fund \$18,516.71, and Trust & Agency fund \$23,777.06). Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Fitch to accept the Street Report dated May 5, 2022, Water Report dated 4/28/2022, Sewer Report dated April 27, 2022, Code Enforcement Officer's Report dated April 13 – April 28, 2022, and Historian Report dated 4/27/2022. Motion was seconded by Trustee Lamont and passed unanimously.

Bill Brown from Delaware Engineering was present and reported on the following items: Depot Street Wellhouse, Water Infrastructure Improvement Act (WIIA Funding), NYSDOH Fluoride Grant and Andes Road Sewer Extension.

Bill reported that the Village was previously awarded \$82,000 Climate Smart Community Grant from NYSDEC for generator replacement (50% match) and we have received those funds.

Bill Brown also reported that Village of Delhi application wasn't selected by WIIA Funding but we can resubmit again in the Fall 2022.

Bill Brown reported that the Village of Delhi was approved this week for the \$70,000 Fluoride Grant that we submitted. This grant is for 100% reimbursement to the Village of Delhi. This work would likely start Fall 2022.

Bill Brown also reported on the Andes Road Sewer Extension – funding was requested by the property owner (Buena Vista) from CWC. Bill was hoping this would happen late summer 2022.

Trustee Fitch reported for the Police Committee. Trustee Fitch indicated the Village received a resignation from PT police officer Michael Fetherston.

Motion was made by Trustee Fitch to accept the resignation from Michael Fetherston as a PT police officer effective immediately. Motion was seconded by Trustee Lamont and passed unanimously.

Trustee Fitch indicated the Police Department ordered 1 vehicle as approved by the Village board. This vehicle will likely arrive in November 2022. Trustee Fitch indicated we will likely need to call a special board meeting to hire a FT police officer.

Trustee Fitch reported he will be working with Chief Mills and Glenn Nealis from Delaware County Economic Development for funding on a parking study. The committee will gather details for our next meeting.

The Village Board had a discussion about a quote David Hornbeck presented from USA Bluebook in the amount of \$5,583.14.

Motion was made by Trustee Lamont to approve Sewer to purchase the repair kits for the PAC pumps as presented with USA Bluebook quote #667799 in the amount of \$5,583.14. Motion was seconded by Trustee Tweed and passed unanimously.

The Village board had an email from Stacey Eggers of Red Door that requires us to approve the amended O & M budget and authorize her to resubmit our budget to NYC DEP.

Motion was made by Trustee Lamont to amend O & M budget to \$1,395,175.41 and authorize Stacey Eggers @ Red Door to resubmit Village of Delhi budget to NYC DEP for their approval. Motion was seconded by Trustee Fitch and passed unanimously.

Trustee Lamont reported for the Water/Street Committee. Trustee Lamont said in spite of his feeling about the fluoridation, he wanted to commend Jay on his work in getting the fluoride grant for the Village of Delhi.

Trustee Lamont also indicated that the Street Department needs to hire someone to replace Ron Pagerie to mow and maintain Village parks.

Motion was made by Trustee Lamont to hire Brian Groh as a contractor at the rate of \$20 per hour to perform mowing and maintenance of Village parks. Confirmation of GL insurance coverage is necessary. Motion was seconded by Trustee Tweed and passed unanimously.

Trustee Lamont reported to the Village board he has information from BOCES for student work Program for an intern, Kenny Rasmussen, that would like to work with the Village of Delhi Street Department. Trustee Lamont indicated this individual would be supervised by Superintendent Evans.

Motion was made by Trustee Lamont to approve the internship of Kenny Rasmussen through BOCES. Motion was seconded by Trustee Fitch and passed unanimously.

Trustee Lamont indicated the Water Department included with their monthly report 4 quotes for the stream bank stabilization project for protecting the manhole at Steele Brook.

Motion was made by Trustee Lamont to accept the LaFever Excavating, Inc. quote totaling \$26,400 and authorizing Mayor to sign the acceptance. Motion was seconded by Trustee Fitch and passed unanimously.

The Village board also discussed that Jay Decker had concerns with the fire department filling their trucks at the well house at the hydrant. Trustee Fitch said that he didn't feel Village of Delhi should bill the Delhi Fire District for water at all.

Motion was made by Trustee Fitch that Village of Delhi not bill the Delhi Joint Fire District for water. Motion was seconded by Trustee Lamont and passed unanimously.

Trustee Fitch reported for the Codes, Building and Planning Committee. Trustee Fitch indicated that he and Trustee Gearhart met with Tom Little on Codes. The contractor has started the work on the Bishop building at 56 Main Street.

The Village board had discussion regarding the BH Decker quote of \$33,805 for the security door at Village Hall, ZS Security quote #433 for \$3,062.85 for card and keypad options for the security door at Village Hall and ZS Security quote of \$300 for electric installation for the security door.

The discussion also was that there was ARPA funds available for the security door at Village Hall. Trustee Lamont indicated that he would like to bid this job as it is a rather large job. Indication was that Deputy Clerk solicited many other quotes but no one seemed willing or able to quote for the Village of Delhi. It was finally decided that we would table this and this could be discussed with the

Building Committee, involving Tom Little Code Officer and bring back to the Village Board at a special meeting next week or wait until the June regular meeting.

The Village board tabled discussion last board meeting on a request from Quarter Moon Café on a Sidewalk Café Permit.

Motion was made by Trustee Lamont to suspend the Sidewalk Café permit fee for 2022. Motion was seconded by Trustee Tweed and passed unanimously.

It was also noted that the Codes Committee should also review the rate structure for Sidewalk Café Permit for next year.

Trustee Tweed reported for Joint Services, Recreation Committee. Trustee Tweed indicated they have a shared services committee. The Town of Delhi pool ownership is an issue for the shared services. Shared services will try to have more frequent communications.

The Village of Delhi received applications for employment from individuals for Little League Director, Little League Assistant, Tennis Director and Volleyball Director. There were no applications submitted for the position of Basketball Director

Motion was made by Trustee Tweed to hire Christopher Maney as Little League Director for \$1,500; Daniel Maney as Little League Assistant for \$600; Eileen Kline as Tennis Director for \$1,100; and Savannah Wake as Volleyball Director for \$1,000. Motion was seconded by Trustee Lamont and passed unanimously.

Trustee Fitch discussed with the Village Board that the bounce house would cost \$715 to rent from Taylor Rental or they can purchase a bounce house for \$1,102.15, which could be used all 5 Fridays this year at Fair on the Square.

Motion was made by Trustee Fitch to purchase the bounce house for \$1,102.15 for Fair on the Square. Motion was seconded by Trustee Tweed and passed unanimously.

The Village board received a request from Delhi Annual Fair on the Square Committee received a 4/22/2022 asking the board to close Court Street, police coverage, close Church Street, store tables, etc in police bays during month of July, use of the bunting for the bandstand, cover insurance for the soapbox derby again this year.

Motion was made by Trustee Fitch to grant the requests of the Fair on the Square Committee received 4/22/2022. Motion was seconded by Trustee Lamont and passed unanimously.

The Village board received a request from Lisa Henderson on behalf of C.L.A.S.I. dated 4/27/2022 allowing them use of Hoyt Park for the start/finish area of the race, police coverage to assist with the Covered Bridge Run and request to block off the parking lot on Friday evening, June 3, 2022 to ensure that no one is in the lot when C.L.A.S.I. begins their set up on Saturday morning.

Motion was made by Trustee Tweed to approve the request dated 4/27/2022 from C.L.A.S.I. as requested. Motion was seconded by Trustee Fitch and passed unanimously.

The Village board received the contract from SUNY-Delhi that needs to be signed by Mayor for fireworks on 7/1/2022 with a raindate of 7/8/2022.

Motion was made by Trustee Lamont to authorize Mayor to sign the SUNY-Delhi contract for fireworks on 7/1/2022. Motion was seconded by Trustee Tweed and passed unanimously.

The raises for the non-union raises for fiscal year 2022-2023 need to be approved.

Motion was made by Trustee Fitch to approve raises for non-union employees for fiscal year 2022- 2023 as follows:

Clerk-Treasurer - \$27.32/hr; Deputy Clerk-Treasurer -\$24.43/hr; Assistant Clerk - \$19.43/hr;
Code Enforcement Officer - \$24.94/hr & Police Chief - \$36.31/hr

Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Lamont to authorize the Mayor to sign the Annual Software Support contract with Williamson Law Book Company for Water/Sewer billing software and directing the Clerk to remit payment for said contract in the amount of \$1,081.00 with the cost being split between water and sewer funds. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Tweed to authorize the Mayor to sign the Annual Software Support contract with Williamson Law Book Company for Water/Sewer email billing with Water QuickPay software and directing the Clerk to remit payment for said contract in the amount of \$765.00 with the cost being split between the water and sewer funds. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Fitch to pass Resolution No. 8 of 2022 "Standard Work Day and Reporting Resolution for Elected and Appointed Officials" for Ian Lamont. Motion was seconded by Trustee Tweed. Trustee Lamont abstained from vote, all others were in agreement.

Trustee Lamont said that he had talked to Chris Bodo about doing nuisance animals for the Village of Delhi. He will need to pass the exam and the Village board would reimburse him the cost of him taking the exam.

Motion was made by Trustee Lamont to hire Chris Bodo as a contractor to handle nuisance animals, conditionally upon completion of the necessary DEC certification, in the Village of Delhi and reimburse him for taking the exam to be able to do this. Motion was seconded by Trustee Tweed and passed unanimously.

The Village board discussed the Engagement Contract for Dr. K's Motown Revue/Paul Korman to provide sound, stage, lighting & rooms for artist on 7/16/2022 after the Mayor Cup 3x3 Basketball tournament. The Village attorney advised that we should have a resolution drafted and promissory note from the donor if the Village of Delhi is to sign this contract we would be obligated to pay the \$6,000 fee. This item will be table for a special meeting next week.

Motion was made by Trustee Fitch to adjourn. Motion was seconded by Trustee Lamont and passed unanimously.

Meeting adjourned at 6:55 pm.

Respectfully submitted,

Kimberly Cairns
Village Clerk