

A regular meeting of the Board of Trustees for the Village of Delhi was held **Tuesday, October 15, 2024** at 6:00 pm at Village Hall.

The meeting started at 6:05 pm with the Pledge of Allegiance.

Present: Mayor: Jeffrey Gearhart
Trustees: Jeremy Fitch, Ian Lamont and Barbara Sturdevant

Absent: Trustee Janet Tweed

Guests: Bill Brown, Elizabeth DeFalco, The Reporter, Glenn Nealis, Will Outsen, Doug Perrett, Andrea Sanders and Phil Zwick

PRIVILEGE OF THE FLOOR

Phil Zwick stated he noticed that the Bandstand needs to be painted, the paint is peeling and bare wood will not last through the winter. Mayor Gearhart said the Bandstand has been repaired and painted this year. Trustee Fitch discussed the committee that holds the funds available for repairs to the Bandstand; funds came from a grant that was received years ago. Trustee Sturdevant stated Bill Mokay and Jane Curley are the contacts for that committee.

Andrea Sanders discussed her concerns of the state of the sidewalks on Main Street, sidewalks are broken and there are a lot of weeds. Mayor Gearhart stated the Village has replaced a few sidewalks this year and maintenance of the sidewalks (shoveling, sweeping, weeding, etc) is the property owner's responsibility.

Andrea Sanders also discussed the need for funds for more Christmas decorations for Main Street and the need to find an alternative electrical outlet near the square for the lights for the tree they decorate for Christmas, the outlet on the statue was removed during the restoration. Mayor Gearhart stated the Bandstand has an outlet and one of the Village light poles may have an outlet.

Bill Brown reported on the Lead Service Line Inventory, the survey has been submitted and a hard copy needs to stay on file at the Village Clerk's office. The grant funds have been awarded, the 19 lead service lines, on the private property side, need to be replaced by the Village within the next 10 years. Mayor Gearhart stated that one of the lead service lines, located at 10 Second Street, was replaced by the homeowner already due to the line being damaged and leaking. Bill also reported that his firm is working with Lamont Engineering to resume the Waste Water containment tank study.

Motion was made by Trustee Fitch to approve the minutes of the September 17, 2024 regular meeting. Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Sturdevant to approve Abstract #005 dated October 15, 2024 in the amount of \$177,825.78 (General fund \$40,892.50, Water fund \$15,984.82, Sewer fund \$98,997.76 and Trust & Agency fund \$21,950.70). Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Fitch to accept the Bingo Police Report dated September 2024, Street Report dated October 2024, Water Report dated 10/11/2024, Sewer Report dated October 9, 2024, Code Enforcement Report 9/11/2024 – 10/8/2024, Treasurers report dated September 2024 and Clerk Report dated October 15, 2024. Motion was seconded by Trustee Lamont and passed unanimously.

Trustee Fitch reported for the **Police Committee**

Trustee Fitch reported trick or treating for Halloween will be held on October 31, 2024 4:00 pm to 9:00 pm. There will be extra police patrols that night.

Trustee Fitch also reported the new traffic cameras are installed and working.

Motion was made by Trustee Fitch to accept the promotion of Officer Tiffany Croizer to Police Detective (civil service classification: Investigator) at a new rate of \$32.66 per hour, as per the PBA contract, effective October 15, 2024. Motion was seconded by Trustee Sturdevant and passed unanimously.

Mayor Gearhart and Trustee Lamont reported for the **Public Works Committee**.

Damaged meter replacement progressive administrative fee – Mayor Gearhart stated the Village has a resident that is requesting a meter replacement for the third time due to inadequate heat in the building. The Village's attorney, Earl Redding, suggested the Village adopt a damaged meter replacement progressive administrative fee schedule. The Village currently charges for the cost of the meter and for one hour of the Village employee's time. The Board agreed and Mayor Gearhart will put a fee schedule together for the Board's review and approval at the November meeting.

Motion was made by Trustee Lamont to approve the Sewer Department's request to purchase another victaulic wasting and return activated sludge valve as per F.W. Webb quote #87692628 for \$2,347.28. Motion was seconded by Trustee Fitch and passed unanimously.

Trustee Sturdevant reported for the **Joint Services Committee**.

Trustee Sturdevant reported the joint table with the Town of Delhi at the Harvest Festival was successful.

Mayor Gearhart reported for the **Codes, Building & Planning Committee**.

Bishop building update – Mayor Gearhart indicated that power washing will be done next week and the building will be painted after that is completed. The windows have been replaced.

Discussion regarding Court Street – Mayor Gearhart mentioned that Sean Leddy and Kent Manuel are doing the study; Kent has already sent the maps to Mayor Gearhart. Sean Leddy will put a proposal together for the Board's review. Turning part of Court Street into a one-way street will hopefully create 5 or 6 new parking spaces.

Village Hall painting – Mayor Gearhart indicated that Steve is still not fully recovered from his injury. Painting has not started yet; at this point painting probably will not begin until spring.

Mayor Gearhart discussed the need to replace the signage on Village Hall after the painting is finished. Deb Flemming met with Mayor Gearhart and will be submitting a quote.

Zoning Review Board: public workshop for the low impact business zone, ADU's, short-term rentals and parking – Trustee Lamont discussed the work that the Zoning Review Board has done. The Zoning Review Board would like to meet with the Village Trustees before the public workshop is scheduled.

Trustee Sturdevant reported for the **Finance Committee**.

Trustee Sturdevant reported that progress is being made in the collection of the late taxes. There is one property that the Village is investigating the correct contact for the owner, this is the last property for payment arraignments of late taxes.

OLD BUSINESS

Hepatitis Shots for Village Employees: Mayor Gearhart reported that the Department of Health stated the Village would need the immunizations records for all Village employees who would like to receive the shots. The hepatitis shot would be voluntary but any employee who opts not to receive the shot would need to sign a waiver.

Split Units for Village Hall: Mayor Gearhart reported the 3 split units for Village Hall have been installed. However, the wiring from the electrical panel to the outside disconnects needs to be done by a licensed electrician. Smalls Electric LLC submitted a quote dated October 15, 2024 for \$4,205. Motion was made by Trustee Fitch to approve the Smalls Electric LLC quote, as long as a current certificate of liability insurance is provided and the work does not exceed the quoted amount of \$4,205. Motion was seconded by Trustee Sturdevant and passed unanimously.

NEW BUSINESS

Mayor Gearhart stated he received a letter from NYCOM regarding a program for self insured workers comp governments. He would like to research it and compare to what we are currently paying for our self insured workers comp. The Trustees agreed.

ChargePoint Contract – Mayor Gearhart is trying research why ChargePoint is saying the Village's charging stations are not working. Last time he checked they were working, he believes they are referring to the iCloud which the Village does not need.

Climate Smart Communities – Mayor Gearhart indicated that the Village has already received the \$15,000 grant from NYSERDA for installation of 3 split units at Village Hall. Everything has been done for the \$50,000 grant, just waiting for approval from NYSERDA. Possibly for the purchase of an electric car for Village use.

Possible Sale of Spring Lake Property – Mayor Gearhart reported he met with Christopher Slonaker, from our insurance agency NBT Insurance. Mr. Slonaker told Mayor Gearhart the Village pays a flat rate for liability insurance; selling the Spring Lake Property would not save the Village money as far as liability insurance. However, Daren Evans and Jay Decker have to remove the debris from the beavers and the beaver dam multiple times a year.

Village Cemetery – Mayor Gearhart reported that Daren Evans has been up to the cemetery and noticed a lot of trees down. Daren does not want to clean up the downed trees due to not being able to see all of the marker stones, there is ivy covering a lot of the marker stones.

Motion was made by Trustee Fitch to approve Resolution #7 of 2024 – Resolution pursuant to Village Law 3-302, changing the terms of Office of Mayor and Trustees from two to four years, which reads as follows:

WHEREAS, the term of office of the Mayor and the Trustees of the Village of Delhi is currently two (2) years

WHEREAS, New York State Village Law (“Village Law”) § 3-302(5)(a) provides that the term of office of the Mayor and Village Trustees shall be two years, unless by resolution or local law subject to permissive referendum the Board of Trustees adopts four-year terms for the Mayor and the Village Trustees; and

WHEREAS, it appears to be in the best interest of the Village to exercise the authority conferred by Village Law § 3-302(5)(a) at this time and extend to four (4) years the term of office of Mayor and Trustees of the Village of Delhi; and

WHEREAS, the biennial election provision is provided for in Village Law § 3-302(7), and may be included in the resolution or local law that extends the term of office to four years; and

WHEREAS, the Village Board wishes to switch to biennial elections; and

WHEREAS, the Village Board wishes for all elective office elections to occur biennially and for such elections to take place in odd years;

NOW THEREFORE, BE IT RESOLVED, that Board of Trustees of the Village of Delhi, pursuant to the authority conferred upon it by Village Law § 3-302(5)(a) does hereby find, determine and resolve as follows:

1. That the term of the office of Mayor of the Village of Delhi shall be four (4) years.
2. That the term of the office of Trustee of the Village of Delhi shall be four (4) years.
3. That the Village elections shall occur biennially in odd years.
4. That such four-year terms shall commence for each Village Trustee position and for the Village Mayor position on April 1st following the next general election at which the office of said Trustee of the Village of Delhi or Mayor of the Village of Delhi is to be filed.
5. That in accordance with the provisions of the Village Law, this resolution shall not become operative or effective until and unless thirty (30) days have elapsed after its adoption and no petition protesting against this Resolution, signed and authenticated as required by Village Law § 9-902(1) has been filed with the Village clerk of the Village of Delhi, or if such petition is so filed, a proposition for the approval of this Resolution has been submitted at the next general election or a special election for that purpose pursuant to said Section and received the affirmative vote of a majority of the voters voting thereon.

Motion was seconded by Trustee Sturdevant and passed with a roll call vote as follows:

Jeremy Fitch – Trustee	YES
Ian Lamont – Trustee	YES
Barb Sturdevant – Trustee	YES
Jeffrey Gearhart – Mayor	YES

The motion is adopted this 15th day of October 2024.

Resolution #7 of 2024 legal ad needs to be published within 5 days.

Clean Path – Marcy South - Mayor Gearhart discussed the need for middle income housing to house possible new business employees, at minimum 100 units are needed.

Motion was made by Trustee Fitch to approve the purchase of 3 4-shelf first aid cabinets from Cintas for \$359.10 each, 1 cabinet for Village Hall, 1 cabinet for the Street/Water Depot St building and 1 cabinet for Sewer plant. Motion was seconded by Trustee Sturdevant and passed unanimously. Cintas will maintain the cabinets. The Village will buy first aid kits for the Village vehicles.

Motion was made by Trustee Lamont to approve the purchase of a like-new Kyocera TASKalfa 3252ci for \$3,500.00 from Ed & Ed Business Technology with the maintenance program. Motion was seconded by Trustee Sturdevant. Trustee Fitch abstained as he would rather purchase the new Kyocera TASKalfa 4054ci for \$5,306.00. All other board members approved and motion passed.

IPAWS (Integrated Public Alert and Warning System) – Mayor Gearhart discussed the IPAWS system by FEMA which allows Local governments to send geographically-targeted alerts such as national emergency alerts, imminent threat alerts, public safety alerts and AMBER alerts . Alerts are sent through the Emergency Alert System (EAS), and Wireless Emergency Alerts (WEA) as well as internet-based and unique alerting systems. Mayor Gearhart stated IPAWS would be beneficial to the Village of Delhi. IPAWS does not cost anything to use, the Village would just have to complete the process to become an IPAWS alerting authority. The Trustees agreed.

Village of Delhi Special Event Permit Application public workshop is scheduled for November 14, 2024 at 6:00 pm at Village Hall.

Mayor's Report

Delaware County Council of Mayors last meeting was 10/9/2024 – next meeting is 11/13/2024.

EXECUTIVE SESSION

Motion was made by Trustee Fitch to enter executive session for the purpose of discussing potential litigation and an employee matter. Motion was seconded by Trustee Lamont and executive session started at 8:24 pm.

Motion was made by Trustee Sturdevant to exit executive session. Motion was seconded by Trustee Lamont and the board went back to open session at 9:00 pm.

Trustee Fitch believes is best for the Village of Delhi to send a check to the Village of Walton for the full amount of \$12,750.00, so the Village has record that the full obligation is paid before Wyatt Malave begins working for the Village of Delhi on 10/18/2024. The Board agreed and Trustee Sturdevant stated the Board would not have to vote again as long as the Village of Delhi's obligation remains \$5,600.00.

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

Meeting adjourned at 9:02 pm.

Respectfully submitted,

Pamela Ferguson
Village Clerk