

A regular meeting of the Board of Trustees for the Village of Delhi was held **Monday, April 3, 2023** at 5:30 p.m. at Village Hall.

The meeting started at 5:33 p.m. with the Pledge of Allegiance.

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

Guests: Elizabeth DeFalco – The Reporter, Mary Crisafulli, Cindi Cobbe, Jim Smart, Cindy Smart, Harold Eustis

Motion was made by Trustee Lamont and seconded by Trustee Tweed to approve the following appointments made by Mayor Gearhart:

Deputy Mayor	Jeremy Fitch
Village Attorney	Roemer, Wallens, Gold & Mineaux, LLP
Code Enforcement Officer	Thomas Little
Health Officer	Regina Krzyston
Village Historian	Gabrielle Pierce

Appointments were passed unanimously.

Motion was made by Trustee Fitch to appoint Barbara Sturdevant to fill the 1 year Trustee, left vacant by Jeffrey Gearhart. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Fitch and seconded by Trustee Lamont to establish the official meeting time of the Village Board as the third Monday of every month, except that it is to be the fourth Monday in January and February, at 6:00 PM in the Village Hall Board Room and passed unanimously.

Motion was made by Trustee Tweed and seconded by Trustee Lamont designating The Reporter as the official newspaper for the Village of Delhi and passed unanimously.

Motion was made by Trustee Fitch and seconded by Trustee Lamont designating the Delaware National Bank as the official depository for the Village of Delhi and passed unanimously.

Motion was made by Trustee Tweed and seconded by Trustee Fitch authorizing Clerk-Treasurer and Deputy Clerk-Treasurer to be signatories for all village checking, savings and investment accounts and passed unanimously.

Motion was made by Trustee Tweed and seconded by Trustee Fitch designating Fiscal Advisors & Marketing, Inc. as the Village Financial Advisor and passed unanimously.

Motion was made by Trustee Fitch and seconded by Trustee Lamont authorizing Clerk-Treasurer, Deputy Clerk and Mayor to be the signatories on the Small Cities Grant account and passed unanimously.

Motion was made by Trustee Lamont and seconded by Trustee Tweed authorizing Clerk-Treasurer and Deputy Clerk-Treasurer to pay all utilities, freight and postage expenses as needed and passed unanimously.

Motion was made by Trustee Lamont and seconded by Trustee Fitch directing the Clerk to advertise the name of the official newspaper and official depository, the official meeting time of the Board of

Trustees and the date and time of the 2024-2025 Organizational Meeting (4/1/2024 @ 6:00 PM) of the Village Board and passed unanimously.

Motion was made by Trustee Fitch to accept the following assignments of Trustees to Board Committees:

Public Works Committee:	Mayor, Trustee Lamont
Police Committee	Trustees Fitch, Tweed
Joint Services Committee:	Trustees Tweed, Sturdevant
Codes, Buildings & Planning Committee:	Mayor, Trustee Fitch
Finance Committee:	Trustees Sturdevant, Fitch

Motion was seconded by Trustee Tweed and passed unanimously.

The Village Board discussed signing the contract with American Fireworks for the Village fireworks display on July 7, 2023 (raindate July 14, 2023).

Motion was made by Trustee Fitch to authorize the Mayor to sign the permit paperwork for the fireworks at SUNY Delhi on July 7, 2023 (raindate July 14, 2023) Motion was seconded by Trustee Lamont and passed unanimously. It was noted the Mayor will contact Bill Cairns of Delhi Fire Department for them to handle the Fire Marshal and we generally give the Fire Department a \$100 donation.

Motion was made by Trustee Fitch to authorize purchase of 2 6-foot tables @ \$189.99 each and 5 heavy duty folding chairs @ \$114.94 each, total \$954.68. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Lamont to re-appoint Joannie Bedient to the Zoning Board of Appeals, with her term expiring 2027. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Lamont to re-appoint Belinda Watts to the Zoning Board of Appeals, with her term expiring 2028. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Fitch to re-appoint David Curley to the Planning Board, with his term expiring 2029. Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Tweed to re-appoint Dave Kopecek to the Planning Board, with his term expiring 2030. Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Fitch to hire Richard Maxey as Ex-Officio for the 2023-2024 fiscal year as a cost not to exceed \$750. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Fitch to hire Nick Marino N & M Property Maintenance at the following rates: Hoyt Park: Weekly mowing and trimming in needed areas, pick up trash as needed. Price per time \$65; Bridgewater Park: Weekly mowing and trimming in needed areas. Price per time \$50; Reservoir Park: Weekly mowing and trimming in needed areas. Price per time \$55; Hourly Rate for brushhog and operator \$110; Spring Clean up at all 3 parks, clean winter debris/trash. Price per one time service in the spring \$350; Mowing / Trimming Walkway: as needed \$50. Motion was seconded by Trustee Tweed and passed unanimously.

There was discussion had by Trustee Tweed about continuing “No Mow May” again this year and Trustee Tweed hasn’t yet made contact with the college about scheduling a clean up in the Village.

Phase 2 Cannon Memorial Park – this item was discussed but will be tabled for the 4/17/2023 board meeting.

BDP Quote #23564 for \$5,463.15.15 for Sewer Plant –

Motion was made by Trustee Tweed to allow the Sewer to move forward with quote of \$5,463.15 with BDP for the sludge equipment. Motion was seconded by Trustee Lamont and passed unanimously.

Motion was made by Trustee Lamont to approve the 2/2/2023 quote from Turnkey Control in the amount of \$9,209.19. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Lamont to open the public hearing at 6:10 PM on proposed 2023 – 2024 Village of Delhi Budget. Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Lamont to authorize Mayor Gearhart to sign discharge paperwork from Delaware Opportunities for Page Avenue property. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Fitch to approve Abstract #011 dated April 6, 2023 in the amount of \$293,777.40 (General fund \$167,321.11, Water fund \$29,392.43, Sewer fund \$73,585.56, and Trust & Agency fund \$23,478.30) Motion was seconded by Trustee Tweed and passed unanimously.

Motion was made by Trustee Fitch to authorize the Clerk to advertise for a part-time Assistant Clerk. Motion was seconded by Trustee Lamont and passed unanimously. It was noted that the job description needs to be updated (by the Mayor) – they are looking for an individual who is web savvy, etc.

Motion was made by Trustee Fitch to close the public hearing at 6:24 PM on proposed 2023 – 2024 Village of Delhi Budget. Motion was seconded by Trustee Lamont and passed unanimously

Motion was made by Trustee Lamont to open the public hearing at 6:24 PM on proposed Local Law #1 “Tax Cap Override”. Motion was seconded by Trustee Fitch and passed unanimously.

Trustee Tweed discussed the NYSERDA intern available at \$17/hour rate – with Village responsible for \$2/hr & NYSERDA would pay \$15/hr of the hourly rate.

Motion was made by Trustee Tweed to hire Morgan Condon as NYSERDA intern after successful interview with Mayor Gearhart. Motion was seconded by Trustee Fitch and passed unanimously.

Trustee Lamont indicated the Village Board talked about rescheduling the workshop meeting for the Zoning Review Committee as the previous meeting was not advertised well and no one attended.

Motion was made by Trustee Lamont to schedule the workshop meeting of the Zoning Review Committee for 4/20/2023 at 6 pm at Village Hall. Motion was seconded by Trustee Fitch and passed unanimously.

Motion was made by Trustee Fitch to approve Local Law #1 “Tax Cap Override”. Motion was seconded by Trustee Tweed and passed unanimously.

Local Law No. 1 of the year 2023 read as follows

**“Village of Delhi, County of Delaware - A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c**

**Section 1. Legislative Intent**

It is the intent of this local law to allow the Village of Delhi to adopt a budget for the fiscal year commencing June 1, 2023 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

**Section 2. Authority**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

**Section 3. Tax Levy Limit Override**

The Board of Trustees of the Village of Delhi, County of Delaware, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2023 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

**Section 4. Severability**

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective date**

This local law shall take effect immediately upon filing with the Secretary of State. “

Motion was made by Trustee Fitch to accept 2023-2024 budget. Motion was seconded by Trustee Lamont and passed unanimously.

Newly appointed Trustee Barbara Sturdevant entered meeting at 6:53 PM and was congratulated by members of the Village Board.

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

Meeting adjourned at 6:54 PM.

Respectfully submitted,

Kimberly Cairns  
Village Clerk