

MINUTES OF THE SPECIAL MEETING OF THE TOWN BOARD OF THE TOWN OF THURMAN, NY
HELD SEPTEMBER 28, 2018 AT THE TOWN HALL, 311 ATHOL ROAD, ATHOL, NEW YORK,
COMMENCING AT 12 NOON....

PRESENT: Mrs. Cynthia Hyde, Supervisor

Mrs. Joan Harris, Councilwoman

Mrs. Gail Seaman, Councilwoman

Mrs. Brenda Ackley, Councilwoman

ABSENT: Mr. Douglas Needham, Councilman

RECORDING SECRETARY: Susan Baker, Deputy Town Clerk

ROLL CALL

Supervisor Hyde said this meeting was called as some members had to leave the September 25, 2018 meeting before all the business had been completed.

RESOLUTIONS:

Resolution #105

On a motion introduced by Councilwoman Harris and seconded by Councilwoman Ackley:

RESOLUTION TO PAY CLAIMS

The Town Board of the Town of Thurman approves Vouchers #2018-606 through 2018-636; 2018-643 through 2018-645; and 2018-647 through 2018-652

General Fund~ \$3,891.64

Highway Fund~ \$80,174.99

Enterprise Fund~ \$50.00

Hyde asked "all those in favor?" Vote: Hyde, Aye; Harris, Aye. Seaman demanded discussion. Hyde asked the Clerk to take a roll call vote. Seaman told her she could not take a roll call vote, because there was discussion. Seaman asked Hyde to tell her where the prepaids were, insisting they have to be in the abstract; she also wanted the highway bills separated. Hyde asked for a vote. Vote: Hyde, Aye; Harris, Aye. Seaman refused to vote, saying this was not correct: Seaman asked where the prepaids were in this number. Hyde asked again for a vote. Seaman said in June over \$17,000 of insurance payments were prepaid and have not been on an abstract. "They have to, according to State Law... The Comptroller's book explains it." Ackley noted a resolution

was passed earlier in the year authorizing prepaids. Hyde asked for a vote, saying she and Harris had voted Aye. Seaman said this number is incorrect, and said she could not vote on a fraudulent resolution. Hyde said there was no vote: Seaman said she did not vote. Hyde said if there is a bill a board member want to wants to look into more, they do not have to approve it. She said this is the sixth time these bills have been brought to the floor: they need to be approved. Seaman asked to see the White Space bills, and read a section from a book regarding preaudit claims: that they need to be brought to the next regular board meeting for audit. Hyde said they were in the meeting packet. Seaman continued to read and protest, saying any bills not approved, the town officers could be liable. She asked for the bills to be separated.

Vote again: Hyde, Aye: Harris, Aye; Seaman , no Vote She insisted she did not give a No vote or any vote. The Deputy Clerk said “there is no vote.” Hyde asked whether there was a vote from Councilwoman Ackley. With no apparent response from Ackley, Hyde said “Let’s go on to the next one.”

RESOLUTION # 106

On a motion introduced by Councilwoman Ackley and seconded by Councilwoman Harris:

TO AUTHORIZE AN INTERMUNICIPAL AGREEMENT WITH WARREN COUNTY FOR SNOW AND ICE REMOVAL AND MOWING OF COUNTY ROADS IN THE TOWN OF THURMAN

RESOLVED that the Town Board of the Town of Thurman agrees to the 2019 Roadway Maintenance agreement with Warren County and authorizes the town supervisor to enter into this municipal agreement with the county. The amount of the 2019 roadway maintenance agreement for the Town of Thurman is \$232,958.22 for snow and ice removal and \$3,714.20 for mowing.

Seaman said “We are going to discuss this” and she has not been shown the contract. “If we accept less, then our guys get less.” Hyde said it was all presented at the previous meeting. Seaman asked Highway Superintendent Pat Wood if the Snow and Ice removal contract has to be signed before January 2019. Pat said the Town Board signs it every year. Hyde said she would get the email from the county attorney asking for this. Seaman asked Pat Wood if he knew that last year Cynthia signed a 5-year contract for \$245,000, and if this is signed, it means less. Wood said it went down for every town: the county uses a 3-year average, and 2014 was a bad winter, so last year it went up a little bit. Seaman said last year was a 5-year contract, so why did they average it again this year to decrease it. Pat Wood said they do this every year, so it fluctuates. Pat said the State salt contract has been signed, price decreased to \$71.54 a ton, which explains the contract decrease, for the same amount of salt. Seaman asked about overtime (over or under budget?) for this past winter. Pat Wood said we were good on payroll. Hyde brought copies of the email from Joan Sady, Secretary for County, asking her to include

this on the next town board meeting agenda, read it aloud, and gave Seaman a copy. Seaman insisted it does not have to be passed now. Supervisor Hyde asked for a roll call vote. Seaman said "I'm sorry, but I'm talking with Pat."

Pat Wood explained the OGS contract goes in by a deadline: we put our bid in. Councilwoman Harris started to speak, and Seaman asked her "Joan, do you mind?". Harris answered "Not very well- " Seaman said she was having a conversation with Pat, "and then she has to interrupt". Supervisor Hyde asked again for a vote. Seaman asked Pat "You went through the bills..., and have already put in for the salt...this contract that doesn't actually go into effect until January"- He said yes, they want it signed earlier, and" we've always ...signed the contract before winter starts " Seaman said "Basically it was usually signed in October or something" and insisted it was a 5-year contract signed last year, so if we don't sign this, it reverts to the last contract. She asked Hyde to go upstairs and get the 2018 contract, and the 2019 contract: she said it was not on the original agenda: it was just to pay the bills: she would pull the 2018 contract up on the town website. Pat said as far as he knew, the Board generally signs the contract; as far as he knows, it is always a yearly thing.

Seaman asked why then it would be a 5-year contract.

(2018 Agreement was approved at August 8, 2017 meeting, and signed by Supervisor Hyde on August 23, 2017. Paragraph #4 of 2018 contract states: ..."shall renew on an annual basis for a period of five years unless there is an increase and/or decrease in the rates or mileage". Paragraph #7 states ..."an annual sum not to exceed Two Hundred Forty-One Thousand Eight Hundred Fifty-One Dollars and Seven Cents (\$241,851.07).....until this agreement is terminated and/or amended. Paragraph #8 covers mowing, for \$3714.20 annually, unless terminated and/or amended.)

Hyde asked the Deputy Clerk to call the vote and asked "All those in favor? Ayes?" Hyde, Aye; Harris, Aye; and Ackley, Aye. Seaman abstained. Hyde asked "Can we go back to the bills?" Hyde said "3 ayes for the snow and ice." Resolution #106 was therefore passed.

Hyde said " back to the bills". Hyde asked Councilwoman Ackley if she had voted on the claims. She said "Yes." Hyde asked if she had voted yes: Brenda replied "Yes." Seaman said the taxpayers lost on this one. Therefore Resolution #105 passed, with Hyde, Harris and Ackley voting Aye.

Seaman and Ackley exited the meeting at 12:20, so without a quorum, the meeting ended.

Respectfully Submitted: Susan M. Baker, Deputy Town Clerk

