

TOWN OF PERTH

Regular Town Board Meeting

August 12, 2021

6:00 p.m.

PRESENT: Supervisor Fagan, Councilman Korona, Councilman Lewandowski, Councilman Betz and Councilman Fisher

ALSO PRESENT: Deputy Town Clerk, Patricia Herba; Town Attorney, Carmel Greco Esq.; Highway Superintendent, David Dopp; Town Justice, Wayne McNeil; Highway Employee, Richard Wallace; Youth Commission Director, Lisa Wallace; Dog Control Officer, Joseph Passino; Tom Herba; DJ Winters; and Bruce Krohn.

Supervisor Fagan opened the Meeting at 6:00 p.m. A salute to the flag was held and a moment of silent prayer observed.

APPROVAL OF MINUTES

The minutes from the July 1, 2021 Regular Town Board Meeting were offered for approval by Councilman Korona, and seconded by Councilman Lewandowski. All were in favor; motion carried.

OPENING OF BIDS FOR NEW GARBAGE TRUCK

Deputy Town Clerk, Patricia Herba opened the bid received for the new garbage truck. Only one bid was received for the new garbage truck. It was from CEJJ, Inc. of 939 Route 9, Schodack Landing, NY in the amount of \$299,705.00.

COMMUNICATIONS

The communications as listed on the Agenda are filed in the Town Clerk's Office where they will be available to anyone who wishes to see them. There were no late communications.

In regard to letter B from the NYS Division of the Budget re a request for funds from the ARPA Coronavirus Local Fiscal Recovery Fund, Supervisor Fagan stated that the Town would have to open an account for the money that we receive.

He went on to say that it is his hope that the Town of Perth can use this money as well as the money received by the Town of Mayfield, to work on sewer services for both Towns on State Route 30.

UPDATE FROM STANDING COMMITTEES

Councilman Korona reported for **Buildings** that there will have to be a schedule for mowing the grounds of the Town Hall Complex during the time that the Perth Youth Commission is meeting, so it doesn't interfere with the children using the grounds.

Custodian, Robert Nolan, reported to **Councilman Korona** that the Ransome mower stopped working today, and he has no idea why. He had Jeff Carey put two new tires on it recently. Also the John Deere mower has terrible fumes and Mr. Nolan has to wear a mask when using it.

Councilman Lewandowski read the **Dog Control Officer's** Report, a copy of which will be filed with these minutes. There were a total of six complaints, five dogs at large, one cat bite, two dog bites, one chicken attack and one complaint of ducks doing damage to property.

The New York State Department of Agriculture & Markets Division of Animal Industry recently held an inspection of the Montgomery County SPCA, and it was deemed satisfactory.

Councilman Lewandowski also reported for the Town of Perth **Youth Commission** that it was the busiest summer yet. A copy of this report will be filed with these minutes. The daily average number of campers was around 80 as compared with 45 over the last few years. The trips and activities were listed on the report.

The **Program Director, Lisa Wallace**. listed some requests she has for next year including for fill to be put under both swings, and the baby swing set. She would also ask for a plan to be made for mowing the area when the children are not present, and the bees in the Concession Stand taken care of. She also states in her report that she will again have a Halloween Trick or Treat in the parking lot of the Town Hall Complex and have photos and crafts with Santa in the Community Senior Center.

Councilman Betz read the **Assessor's** Report, a copy of which will be filed with these minutes.

The Assessor states that an Article 7 Tax Certificate has been filed against the Assessor, the Board of Assessment Review, and the Town of Perth. It is by Real Estate Services LLC for the property at 712 County Highway 132. The Town will be seeking dismissal of this case.

Councilman Betz also reported that the **Perth Seniors** had a meeting on Wednesday, and have decided to meet on the second Wednesday of the month.

Highway Superintendent, David Dopp, reported that one part-time employee for his department has quit. He also stated that he has found a 2002 John Deere 5320 mower. It has no cab but it has a roof. Asking price is \$27,500.00. Superintendent Dopp went and took a look at it and test drove it.

Town Attorney, Carmel Greco Esq., reported that the Local Law establishing the Town Park should be amended regarding dogs running loose and beer being allowed in the Park. The Town Board will look it over as well as consider any suggestions that Lisa Wallace, the Youth Commission Director, might have. **Attorney Greco** stated that it should be a local law so that in case of violations tickets could be issued fines and penalties imposed.

Attorney Greco also reported that the Continuing of Operations Plan During Public Health Emergencies has not been completed. He is waiting to see what the Fulton County plan looks like, and then the Town can incorporate their ideas into the Town's plan. All of the rest of the Town's legal work is up to date.

Supervisor Fagan stated that he has filed the Annual Update Document in July, and the Town is in good shape financially; fund balance wise. Fulton County has started on the 2022 Budget.

Supervisor Fagan also reported that a bond for the new garbage truck recently ordered by the Town of Perth will only have to be taken out for one half of the purchase price. The other truck bonded in 1999 will be paid off next year.

In regards to the new garbage truck, the Town will purchase one can free of charge to the residents and the residents can purchase a second can if they feel they need one.

Thomas Herba mentioned that the small businesses in the Town will no longer have their garbage picked up, and they will have to make other arrangements to have their trash removed.

Town Justice, Wayne McNeil stated that he would like to apply to the Justice Fund Grant for the amount of \$30,000.00 to make the seating in the Meeting Room/Justice Court Room stationary for safety reasons.

He also would like new flooring for the Town Justice office. The Court Clerk is repeatedly getting bitten by insects in the carpeting. He would like to change to laminate flooring which is easier to keep clean. He had the office measured but will hold off ordering anything until it is decided whether or not to have the floors in the entire Town Hall Complex re done from carpet to laminate.

PUBLIC SPEAKERS

D.J. Winters spoke about the Town's intention to purchase a one armed garbage truck with garbage bins provided by the Town to the residents. Ms. Winters lives on Perth Fitness Road and the garbage truck does not go down that road to collect garbage. The residents have to bring their garbage containers down to the end of the road for them to be picked up. She does not see how the residents could possibly bring the new much larger bins down to the end of the road. She asked if the Town of Perth could get permits for the residents of Perth Fitness to go to the Landfill at Mud Road or to a transfer station with their garbage.

Supervisor Fagan told her that the Town is working on getting permits for the Mud Road landfill for the residents of the Town to use. He also told her that there is no chance that the Town of Perth will take over the Perth Fitness Road and bring it up to specifications. He also told her that there will be garbage bins available for them to use with the new garbage truck that are about the size of the garbage cans that they are currently using.

Paul Priamo of Royal Coachman Drive asked about the city of Gloversville which has hired a refuse company to pick up their garbage. Supervisor Fagan told him he did the figures, and it would be double what the Town of Perth is currently paying for the trash to be picked if we went to a commercial company.

Rebecca Dopp, wife of Highway Superintendent, David Dopp , brought in a magazine titled Superintendent's Profile who recently did an article on David Dopp. She is very proud of it and wanted the Town Board to see it. It is the first profile of a Highway Superintendent in Fulton County.

RESOLUTIONS

RESOLUTION # 66- AUTHORIZE TRANSFER OF MONEY

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the transfer of the amount of \$210.00 from Account A1990.4 Contingent to Account A1910 .4 Unallocated Insurance .

Offered by: Councilman Betz
Seconded by: Councilman Korona

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 67- AUTHORIZE PAYMENT OF REPAIR FOR TRACTOR

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the payment of the amount of \$1,922.11 to United Ag & Turf NE for repair of the 2008 John Deere 6230 tractor to be charged to account DA5130.4 Machinery Equipment.

Offered by: Councilman Korona
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 68- RATIFY SUPERVISOR'S APPLICATION FOR ARPA FUNDS

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth ratifies the application of the Supervisor for the Town to receive ARPA Coronavirus Local Fiscal Recovery Fund money which he applied for July 6, 2021.

Offered by: Councilman Lewandowski
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 69- AUTHORIZE THE SIGNING OF THE CONTRACT FOR SNOW AND ICE WITH FULTON COUNTY

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the Town Board to sign the contract with Fulton County for snow removal for the winter of 2021-2022. The contract states that the Town of Perth Highway Department will maintain the entire length of County Highway 132 during the winter months, a distance of 3.02 miles, at a cost of \$5,000.00 per mile; for a total of \$15,100.00.

Offered by: Councilman Korona
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 70- AUTHORIZE THE PERTH SENIORS TO ATTEND A LUNCHEON

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the Perth Seniors to attend a luncheon at the Raindancer Restaurant on August 18th in the amount of \$750.00 to be charged to Account A6772.4 Programs for the Aging.

Offered by: Councilman Betz
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION #71- AUTHORIZE PURCHASE OF A GARBAGE TRUCK

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the purchase of a 2023 Mack LR64R Automated garbage truck at a cost of \$299,705.00. There is a trade value of \$90,000 for our old truck, which we may or may not take advantage of. Delivery will be in the 4th quarter of 2022, to be charged to Account A8160.2 Refuse & Garbage Equipment.

Offered by: Councilman Korona
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 72- AUTHORIZE PURCHASE OF A MOWER

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the purchase of a used 2002 John Deere 5320 with Alamo flail side mount mower from McFadden & Sons Inc. with turf tires, four wheel drive with 2,019.6 hours on it, and a 30 day warranty, at a cost of \$27,500.00; to be charged to DA5130.2 Machinery Equipment. Also the Town Board authorizes the transfer of the amount of \$9,500.00 from Account DA5142.4 Snow Removal Contractual to Account DA5130.2 Machinery Equipment.

Offered by: Councilman Korona
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 73- AUTHORIZING RETAINING COMPANY TO PERFORM COMPLIANCE INSPECTIONS OF VIREO HEALTH CONSTRUCTION

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth retains the All Phases and Code and Zoning Consultants to assist the Town with the Vireo Health NY project for services pertaining to compliance with the New York State Uniform Building and Fire Code. The cost of this consultation will be paid for by the applicant. Also to amend the Town of Perth Budget by increasing Account A3620.4 Code Enforcement Contractual by the amount of \$32,000 and revenue Town Clerk Fees Account A1255 by the same amount.

Offered by: Councilman Lewandowski
Seconded by: Councilman Korona

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 74- RESCHEDULE MEETING FOR SEPTEMBER

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth reschedules the September Regular Town Board Meeting from Thursday, September 2nd to Thursday, September 9th .

Offered by: Councilman Lewandowski
Seconded by: Councilman Betz

A vote was taken with the Supervisor and all of the Councilmen present voting in favor; motion carried.

RESOLUTION # 75- AUTHORIZE THE PAYMENT OF BILLS ON ABSTRACT #8-21

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the payment of bills on abstract #8-2021 as follows:

Pre-paid General	81-95	\$13,143.09
Highway Prepaid	22-24	\$ 7,341.45
Highway	74-84	\$42,094.34
General	154-184	\$19,012.23

Offered by: Councilman Korona

Seconded by: Councilman Lewandowski

All of the Councilmen with the exception of Councilman Fisher signed the vouchers. Councilman Fisher did not sign the following vouchers; from the Highway Fund vouchers 74 thru 84 inclusive, and from the General Fund vouchers #180, 181, and 182. The other Councilmen present indicated their approval by signing each voucher.

A vote was taken with the Supervisor and all of the Councilmen present voting in favor, motion carried.

With all of the business concluded for the evening Councilman Lewandowski made a motion to close the meeting at 7:30 p.m. Councilman Betz seconded the motion. All were in favor; motion carried.

The next Regular Town Board Meeting will be held on Thursday, September 9 , 2021 at the Town Hall Complex 1849 County Highway 107, Amsterdam, NY at 6:00 p.m.

Respectfully submitted,

Patricia Herba
Deputy Town Clerk