

**Town of Delaware Town Board
REGULAR BOARD MEETING
June 12, 2024 – 7:00 p.m.**

A regular meeting of the Town Board of the Town of Delaware, Sullivan County, New York, was held at the Town Hall, in Hortonville, New York, in said Town, on the 12th day of June, 2024, at 7:00 o'clock p.m. prevailing time.

The meeting was called to order by Supervisor DuBois, and there were

PRESENT: Scott M. DuBois, Supervisor
Cindy Herbert, Councilperson
Christopher Hermann, Councilperson
Alfred Steppich, Councilperson
Ian Blumenthal, Councilperson

Also present: Tess McBeath, Town Clerk; Kenneth C. Klein, Town Attorney; William Brown, Delaware Engineering

GUEST TO THE BOARD: Alexander Gardner, Chairman, Delaware Youth Center, thanked the Board for their support in securing a Sullivan 180 \$100,000 Silver Feather Community Impact Grant for the tennis, basketaball and pickleball court(s) project. The Town will be managing the grant. He explained that they would remove the surface and expand toward the ballfield; they could have 6 or 7 pickleball courts. There is a lot of demand for the courts. Mr. Gardner mentioned that they're recipients of \$5,000 from the Youth Bureau and \$30,000 from Aileen Gunther. When asked if he's anticipating the work to be done this season, Mr. Gardner responded that they would do all the work in the Fall, let it breathe through winter and paint next Spring.

RESOLUTION: PERMISSION TO GO TO BID, SET BID OPENING:

Moved by: Councilperson Hermann

Seconded: Councilperson Steppich

RESOLVED, that the Town is authorized to go to bid for the expansion and restoration of the existing basketball/tennis courts, and the addition of pickleball courts at the Delaware Youth Center. Bid opening is set for 3:00 p.m. on July 9, 2024, with bid to be awarded at the regular meeting on July 10, 2024. Resolution carried: AYES-5, NAYS-0.

ACCEPTANCE OF MINUTES: Minutes of the May 8, May 15, May 23 and June 5, 2024 meetings were approved on motion of Councilperson Herbert, seconded by Councilperson Hermann and carried unanimously.

HIGHWAY SUPERINTENDENT: The Supervisor spoke to Bill Eschenberg, they just finished pug mill paving and will be starting CHIPS sealing. It's business as usual.

BUILDING INSPECTOR/CEO: Kristofer Scullion was unable to attend; the Clerk reported that he has issued 51 building permits to date..

TOWN CLERK: (1) May receipts totaled \$3,241.25 with \$3,226.53 turned over to the Supervisor. Building Inspector receipts totaled \$3,120. (2) We received a letter from DOT on May 13th; they're reducing the speed limit to 40 mph on CR 164, from Tonjes Road down to State Route 52. The County will be installing the signs. (3) A thank you card was received from Katie Slemmer for the Town's support in her Peace Pole project. (4) The DEC's sporting license system is changing this

year; they can no longer get the valeron and all licenses and tags will now be printed on plain paper. They have sent a new agreement for the DECALS program and I'd like your permission to sign it.
Permission granted.

UDC REPORT: No report.

ENGINEER'S REPORT: Mr. Brown provided an update on the water project. The general and electric contracts are in place. Rutledge Excavating was awarded the General and Vacri Construction Corp. the Electric. They've got the bonds and the insurance is in place. We're scheduling a kick off meeting with the contrators later this month; Mr. Brown would like a Town representative to attend. Construction will be starting late summer. He'll be developing a letter together with Katey Dnistrian telling people the work schedule.

On June 5 the bids were opened for the meter installation, which is a mandate of the DRBC. The Town received three bids; Mr. Brown reviewed the amounts. He recommends the Town award to the low bidder, A. Treffeisen & Sons LLC to install 152 meters throughout the system.

Mr. Brown informed Mr. Gardner that they will coordinate with the Youth Center. The work will begin after the Center's summer season so there won't be too much overlap. He suggested perhaps someone from the Youth Center would want to attend the kick off meeting.

SUPERVISOR'S REPORT: Supervisor DuBois spoke of the well-attended event for Katie Slemmer's girl scout peace pole installation. He said it's nice to see the youth wanting to do something to make the town a better place. The Supervisor stated the water project is our main big focus now, he's not overly confident that a highway garage is going to be affordable.

PUBLIC COMMENT: Goerge Orem of Orem Contracting addressed the Board; his was the second lowest bid on the water project. Mr. Orem detailed a problem he has with the first bid and he feels the award should be made to the lowest responsible bidder which is his. Supervisor DuBois stated that this Board has to take the opinion of the two experts, the attorney and the engineers, which was to award to the lowest bidder. Attorney Ken Klein said that for the record, he and the engineer both reviewed it, this is only a minor irregularity. He feels there's no complaint there that's viable to upset the award; this is not a deviation that would warrant an outright rejection.

COUNCIL COMMENT: None

OLD BUSINESS: None.

NEW BUSINESS:

RESOLUTION: AWARD BID FOR CALLICOON WATER PROJECT - PLUMBING:

On motion of Councilperson Christopher Hermann, seconded by Councilperson Alfred Steppich, it was

RESOLVED, that the bid for Contract TD1-P-24 Plumbing for the Callicoon Water District Improvement Project be awarded to the lowest bidder, A. Treffeisen & Sons LLC, 204 Roundhouse Road, Oneonta, NY 13820 at a base price of \$197,094.00. Further, Delaware Engineering is authorized to prepare necessary paperwork from contract initiation to completion of work. Resolution carried, AYES-5, NAYS-0.

RESOLUTION; AUTHORIZATION TO ROLLOVER FUEL BID:

Moved by: Councilperson Alfred Steppich

Seconded: Councilperson Cindy Herbert

RESOLVED, that the Highway Superintendent is hereby authorized to roll over the 2022 bids for No. 2 Fuel Oil and Diesel Fuel. Resolution carried: AYES-5, NAYS-0

RESOLUTION: APPOINTMENT OF ALTERNATE UPPER DELAWARE COUNCIL

REPRESENTATIVE:

Moved by: Councilperson Steppich

Seconded: Councilperson Herbert

RESOLVED, that Rebekah Creshkoff is hereby appointed as an alternate Town representative to the Upper Delaware Council. Resolution carried unanimously.

RESOLUTION: SET PUBLIC HEARING FOR THE RENEWAL OF FRANCHISE AGREEMENT WITH SPECTRUM NORTHEAST, LLC BY ITS MANAGER, CHARTER COMMUNICATIONS:

Moved by: Councilperson Christopher Hermann

Seconded: Councilperson Cindy Herbert

RESOLVED, that the Town of Delaware will hold a Public Hearing on July 10, 2024 at 6:55 p.m. regarding granting a cable television franchise agreement between the Town and Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications. Resolution carried: AYES-5, NAYS-0.

RESOLUTION: SEWER UNIT CHANGE SBL: 12.-1-39.1:

Motion by Councilperson Steppich, seconded by Councilperson Blumenthal to increase the sewer units on the Delaware Youth Center, Inc. from 3 units to 4 units as the caretaker's cottage was recently hooked into the sewer line. Resolution carried, AYES-5, NAYS-0.

RESOLUTION: PAYMENT OF BILLS: June 2024 bills/vouchers were reviewed and approved for payment on motion of Councilperson Blumenthal, seconded by Councilperson Herbert, and carried:

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| Callicoon Light | \$ 659.09 |
| Callicoon Sewer | 14,710.70 |
| General Fund | 59,925.82 |
| Highway Dept. | 174,661.17 |
| Kohlertown Light | 136.53 |
| Water District | 6,179.58 |
| Water Imp. Capital | 138,680.80 |

ADJOURNMENT: With no further business, on motion of Councilperson Steppich, seconded by Councilperson Herbert and all in favor, the meeting adjourned at 7:27 p.m.

Respectfully submitted,

Tess McBeath, RMC
Town Clerk