**REGULAR MEETING**

**BAINBRIDGE TOWN BOARD**

**SEPTEMBER 8TH, 2020**

**(THIS MEETING WAS OPENED TO THE PUBLIC TO ATTEND)**

Present: Dolores Nabinger Supervisor

 Jennifer Sienko Councilwoman

 Bob Evans Councilman

 Kelly Hromada-Johnson Councilwoman

 Gary Richman Highway Superintendent

 Recording Secretary: Aric McKown Town Clerk

Absent: Deborah Hromada Councilwoman

Supervisor Nabinger called the Regular Meeting to order at 6:30PM.

Guest(s): Bill & Cathy Sherrick, Phil & Violet Wade, Joanne Martin, Pam Prentice, Armando Petrucelli & Ernie Whitacre.

**RESOLUTION #1**

Motion was made by Councilman Evans, second by Councilwoman Johnson, to receive and file the July financial reports.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**Guest(s) Questions & Concerns:**

Joanne Martin of County Road 39 attended the meeting to express her concerns on the speed limit on County Road 39. She showed the town board a map that had been provided by the NYS Department of Transportation of all the accidents that have occurred on this road on since 2009 and talked about the high speeds at which motorists travel at. Martin asked to have the 45 mph speed limit extended and enforced on this road.

Pam Prentice of County Road 39 and neighbor to Joanne Martin, also expressed the same concerns and provided Supervisor Nabinger with a letter from her son requesting the speed limit change.

Supervisor Nabinger stated she had spoken to the county about passing a resolution to lower the speed limit on County Road 39 and was in agreement with this change.

**RESOLUTION #2**

Councilman Evans made motion, second by Councilwoman Sienko , to request Chenango County to reduce the speed limit to 45 mph from the traffic circle to the existing 45 mph speed zone.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

Armando Petrucelli of East Afton Road attended the meeting and expressed the same concerns for the speed limit on East Afton Road. He talked about putting some signs up on his road himself and shared stories about coming close to being hit.

Supervisor Nabinger asked Highway Superintendent Richman to take a look at the signage on East Afton Road.

Ernie Whitacre attended the meeting and brought up the sign on the bathroom door of the upstairs bathroom, that reads 'Employees and Handicap People Only'. Whitacre expressed his frustration about limiting others to be able to use that bathroom.

Supervisor Nabinger explained the reason for the sign, needing to have a handicap bathroom and dealing with the heavy traffic on ADA days. She proposed changing the sign to read, 'Handicap Restroom'.

**JAC**

Phil Wade of Jericho Arts Council informed the town board the JAC would be canceling all shows until next fall, due to COVID-19. The Out of the Woodwork Players will do a show, to be taped and later broadcast by subscription.

Wade told the town board to not look for a rent check this spring, due to no revenue.

**VILLAGE**

Mayor Wade said they had started their study on the sewer system and have inspected all man holes, but will not have an updated report until next year. The CFA will not be open this year and the village will be unable to go after any grant monies and sales tax monies are down this year as well. Wade added tax rates will not go up this year, but some will see a slight increase in taxes. He mentioned the water main break on Kirby Street that is still not fixed, and expressed a concern if water is needed in case of a fire. Wade commented that the work project on NYS Rt 206 is behind schedule and doubts it will be done this fall. He expressed his continued interest in putting a sidewalk in leading up to General Clinton Park and the village's need to purchase another truck.

Violet Wade reminded the town board of the village elections on September 15th and the stairway leading up to the theater needing to be cleaned.

The following claims as set forth on abstract #9 for 2020 were audited by Town Board:

General Town Wide#529-553 for $21,998.01

General Town Outside#40 for $120.00

Bennettsville Lights#20 for $34.03

Highway Town Wide#175-181 for $3,733.07

Highway Town Outside#134-139 for $7,930.54

Councilman Evans brought up the attorney fees for Councilwoman Johnson's contact with Coughlin & Gerhart and how she stated previously if there was an issue with her contacting Coughlin & Gerhart, that she would pay for that time talking to them. Evans felt Councilwoman Johnson should pay the $126.00 towards that bill.

**RESOLUTION #3**

Motion was made by Supervisor Nabinger, second by Councilwoman Sienko , authorizing clerk to issue warrant to Supervisor for payment of all audited claims. Councilman Evans voted to pay all bills, and to have Councilwoman Johnson pay her portion of the Coughlin & Gerhart bill.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Sienko, Councilwoman Johnson ; No: none; Motion Carried.

**RESOLUTION #4**

Motion was made by Supervisor Nabinger, second by Councilwoman Sienko, that any employee wanting to contact the attorney will need approval first from the Supervisor.

Ayes: Supervisor Nabinger, Councilwoman Johnson, Councilwoman Sienko, Councilman Evans; No: none ; Motion Carried.

Dog Control Officer, Sanitation Officer and Assessor's reports were received and filed.

**POOL**

Pool Superintendent Richman said the pool liner repair should be done this Friday.

**CLINTON PARK**

Park Superintendent Richman said camping over the weekend brought in 17 campers and as of tonight we've brought in $4680.00, with the Family Motor Coach Association contributing $1,635.00. He talked about the people that have donated money for the 5 gallon pails of stain being used on the buildings at Clinton Park. Park Superintendent Richman, Councilman Evans, Dolores and Roy Nabinger, June White, JR Bogert, and the Bainbridge Chamber have donated towards the stain. Mayor Wade announced he would donate towards a 5 gallon pail of stain.

Ernie Whitacre proposed changes that could be made to the inside of the large pavilion to make it more user friendly. These changes included replacing the picnic tables with tables and chairs, removing the stage that's gone through both floods and painting the back wall of the large pavilion. The town board held discussion on these changes.

**RESOLUTION #5**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to get rid of the stage inside the large pavilion.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**TOWN HALL**

Superintendent Richman provided the town board with 2 quotes for the installation of an AC Unit in the town clerk's office. Those quotes are:

SureTemp- $4,905.28

AirTemp- $7,426.00

Supervisor Nabinger informed the public that the work being done in the town hall is being paid for by our town hall grant and the remaining balance of the grant money is $14,900.00.

Richman brought up the quote he'd gotten from Nail It Construction for the construction & installation of the kitchenette in the back meeting room of $1,472.72. He'd also asked Todd Pierson for a quote and did not hear back from him.

Richman had also gotten quotes for repairing the fire doors behind the stage in the upstairs theater. Those are quotes are : Madison Vinyl-$6,190.00

 Nail It Construction-$4,474.00

The town board held discussion on these quotes from businesses that provided them.

**RESOLUTION #6**

Motion was made by Councilman Evans, second by Councilwoman Johnson, to go with SureTemp for $4,905.28 on the installation of the AC Unit in the town clerk's office.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #7**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to go with Nail It Construction for $1,472.72 on construction & installation of the kitchenette.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #8**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to go with Madison Vinyl for $6,190.00 on the fire doors behind the stage.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**HIGHWAY**

Highway Superintendent Richman said the new truck should arrive by the end of the month. His department has been busy cleaning up from the rain storm the other night, hauling sand, replacing driveway pipes, mowing cemeteries and cleaning ditches. Richman said the hydrolic pump on the gradall broke and would need to get it fixed. He provided the town board with an updated list of his machinery inventory and the corrections that were made.

**RESOLUTION #9**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to hold a public hearing at our regular meeting on October 13th, 2020 at 7:15PM, to move money from machinery reserves to purchase the new truck.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

Richman told the town board he would need to buy sander for the new truck.

**TOWN CLERK**

Town Clerk McKown presented the Chenango County SPCA Animal Shelter agreement that requires the Supervisor's signature. The town board held discussion with Dog Control Officer Sherrick on the agreement.

**RESOLUTION #10**

Motion was made by Councilwoman Sienko, second by Councilwoman Johnson, to have Supervisor Nabinger sign the Chenango County SPCA Animal Shelter agreement.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

McKown asked the town board's permission to receive commission money from Passport America, if his office were to participate in helping with the sales of their membership. The town board decided they were not in agreement with that.

He informed the town board that Local Law #1 for 2020, involving the amendment of Local Law #1 of 2010, has been filed with New York State.

Councilwoman Sienko stated that she hasn't received any more calls for any new events at Clinton Park for the month of October and gave the town board an update for the events in September.

Councilwoman Johnson asked the town board to make a motion to change the amount of copies of 'The Stones from the Walls of Jericho' from 200 to 250, due to an increase in the order by the Bainbridge Rotary.

**RESOLUTION #11**

Motion was made by Councilwoman Johnson, second by Councilman Evans, to amend the motion made at our regular meeting on August 18th, 2020 for 200 copies of the 'Stones from the Walls of Jericho', to 250 copies.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko, No: none; Motion Carried.

Councilwoman Johnson spoke on the meeting she had had with herself, Supervisor Nabinger, Rich Cunningham from Thoma, and a representative from the state regarding the CDBG grant and why the town wasn't a recipient of the grant. Johnson talked about a point system, the need for the grant and how town's are evaluated based on need, that qualify for the grant money. Johnson said that the Town of Unadilla was a recipient of this grant.

Johnson asked for an executive session to discuss a personnel issue.

Councilman Evans asked about the court audit being conducted and Supervisor Nabinger's communication with Clerk To Justice Bickford about her hours.

Supervisor Nabinger said she has reached out the Delhi Telephone Company about a public hearing, but has not heard back from them.

She announced the election polling place has been moved back to the town hall and talked about the proceedings of that day.

Nabinger said she'd received an email from Roberta at Teamsters to schedule a meeting for union contract negotiations.

Nabinger asked Town Clerk McKown about getting his retirement status settled with the New York State Retirement, getting funds transferred back into the town clerk contractual and checking in with DMC Cleaning about a scheduled 'deep cleaning.'

Nabinger said our insurance company wants to meet with us on September 29th at 10am.

She reminded the town board that our assessor's appointment is up on September 30th, 2020.

**RESOLUTION #12**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to reappoint Faline Ward as Town Assessor for the term of 09/30/2020-09/30/2025.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #13**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to reappoint Bill Sherrick to the Board of Assessment Review for the term of 09/30/2020-09/30/2025.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

Supervisor Nabinger brought up changing our newspaper from the Evening Sun to the Daily Star. The town board held discussion on the matter and decided that no changes would be made prior to the end of the year & to have Supervisor Nabinger to check on the delivery of the Daily Star.

Town Clerk McKown read the proposals of the Garbage RFP's to the town board.

Here are the results of those proposals:

Company: Bert Adams Casella Waste Waste Recovery

Town Hall $1200.00/yr $540.00/yr $420.00/yr

Garage $1020.00/yr $600.00/yr $588.00/yr

Clinton Park $1050.00/season $900.00/season $750.00/season

Pool/Playground $870.00/season $780.00/season $540.00/season

Annual Cost: $4,140.00 $2820.00 $2298.00

**RESOLUTION #14**

Motion was made by Councilman Evans, second by Councilwoman Johnson, to go with Waste Recovery Enterprises from October 1st, 2020 through September 30th, 2022.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #15**

Motion was made by Councilwoman Johnson, second by Councilwoman Sienko, to go into executive session.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #16**

Motion was made by Councilwoman Sienko, Councilwoman Johnson, to come out of executive session.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

Motion was made by Councilman Johnson that after being made aware last week that our Clinton Park maintenance person Tim Harmon was collecting unemployment without the town board's knowledge and for that reason his position is done for the year and will not be asked back next year. Due to a lack of a second motion, this motion failed.

**RESOLUTION #17**

Motion made by Councilwoman Johnson, second by Councilwoman Sienko, that we consult the attorney about Tim Harmon receiving unemployment while volunteering his services at Clinton Park, with Highway Superintendent Richman's knowledge and the town board was made aware last week.

Ayes: Councilwoman Johnson, Councilwoman Sienko; No: Supervisor Nabinger, Councilman Evans; Motion Failed.

The town board talked about the meeting minutes for 07/14/2020, and made the decision to wait on approving those minutes until they had received a copy of those minutes with the changes made at the regular meeting on 08/18/2020.

The town board reviewed the minutes for the meetings held on 07/16/2020, 07/28/2020, 08/18/2020, 08/24/2020, 09/01/2020 and made changes to those minutes. They made the decision to wait to approve the minutes on 07/16/2020, 07/29/2020, & 08/18/2020 until the changes were made and a revised copy was provided to the town board.

**RESOLUTION #19**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to approve the minutes from the meeting held on August 24th, 2020.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

**RESOLUTION #20**

Motion was made by Councilman Evans, second by Councilwoman Sienko, to approve the minutes from the meeting held on September 1st, 2020.

Ayes: Supervisor Nabinger, Councilman Evans, Councilwoman Johnson, Councilwoman Sienko; No: none; Motion Carried.

Motion to Adjourn at 9:10PM

Respectively Submitted,

Aric McKown

Town Clerk