

TOWN OF PERTH

Regular Town Board Meeting

September 5, 2024

6:00 p.m.

PRESENT: Supervisor Fagan, Councilman Lewandowski, Councilman Fisher, Councilman Barker and Councilman Priamo

ALSO PRESENT: Town Clerk, Judith English; Town Attorney, Carmel Greco; Highway Superintendent, David Dopp; Deputy Town Clerk, Rebecca Bain; Assistant Fire Chief of the Perth Volunteer Fire Company, Peter Watrobski; Member of the Perth Volunteer Fire Company Auxiliary, Elaine Gasner, Linda Swetlicki, and MaryLou Coughlin; Pastor of the Perth Bible Church, Marc Appell; Town of Perth Historian, Peter Betz; Officers of the Perth Seniors Club, William and Pamela Jasewicz; Town of Perth Justice, Lisa Wallace; Custodian, Robert Nolan; Sole Assessor, David Walendziak; Member of the Fulton County Democratic Committee, Edward Jasewicz and Members of the Perth Highway Department; Richard Wallace, Nicole Dopp, Christopher Dopp, and Peter Fabosky. Rebecca Dopp, Kathleen Chestnut, Betty and Bob Malicki, Michael Carodiferro, Theresa DaBiere Craig and Ron Craig, Jackie Nulty, Kathy Tambasco, and Fran Bartyzel.

Supervisor Fagan opened the Meeting at 6:07 p.m. A salute to the flag was held and a moment of silent prayer observed.

APPROVAL OF MINUTES

The minutes from the Special Meeting held on July 25, 2024 were offered for approval by Councilman Lewandowski and seconded by Councilman Priamo; all were in favor: Motion carried.

The minutes from the Regular Town Board Meeting held on August 1, 2024 were offered for approval by Councilman Lewandowski and seconded by Councilman Priamo; all were in favor: Motion carried.

PUBLIC HEARING

At 6:07 p.m. Supervisor Fagan opened the Public Hearing on Local Law #1-2024 entitled "Providing for the Abolition of the Elective Office of Superintendent of Highways and the Creation of the Appointive Office of the Superintendent of Highways of the Town of Perth.

Supervisor Fagan informed those present that the proposed Local Law will not affect the present Highway Superintendent, because the law would not take effect until January of 2026 after the current Highway Superintendent's term of office has ended. Also, the public would have the last say on this proposed law because the question would be on the ballot in November.

Supervisor Fagan, Councilman Priamo and Councilman Barker think that this change in the Highway Superintendent's office from elected to appointed would benefit the Town. Councilman Lewandowski and Councilman Fisher disagree.

Many of the residents of the Town of Perth expressed their opinion. Most did not want to see their vote for this office taken away. Some felt that this was a personal attack on the current Highway Superintendent.

One resident asked when the Public Hearing Notice on this Local Law was published. Supervisor Fagan asked, Town Clerk, Judith English to look up when the notice was in the paper. After looking in the Minutes Book, where the proof of publication would be filed, she was unable to find it. She came to the conclusion that she had neglected to send it to the paper for publication.

She apologized to the Town Board for her lack of attention to this duty, and then she apologized to the many residents who had given up their evening to be at what they thought was to be a Public Hearing. She went on to say that she takes pride in the Town Clerk's Office, and this is the first time that a Public Hearing has failed to get published in her twenty four years of service to the Town.

However, she takes full responsibility for this error in the procedure to get the question on the November ballot. New York State law requires that a Public Hearing be published at least five days prior to the meeting. Since this requirement was not met, the Public Hearing was adjourned.

UPDATE FROM STANDING COMMITTEES

Supervisor Fagan read the **Assessor's Report**, a copy of which will be filed with these minutes. **Sole Assessor, David Walendziak**, reports that all of the transfers of property are up to date.

Highway Superintendent, David Dopp, reported that his department is working on ditching in the Town.

Pastor Appell from the **Perth Bible Church** said a prayer for the blessing of the Town of Perth, its residents, and elected officials.

RESOLUTIONS

RESOLUTION #78- ACCEPT BID FOR TRUCK

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth accepts the high bid of \$12,100.00 for the sale of the 2007 International 7600 Dump Truck from Auctions International.

Offered by: Councilman Barker
Seconded by: Councilman Fisher

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

RESOLUTION #79- AUTHORIZE THE INSTALLATION OF A SNOWPLOW

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the installation of the Town's Boss Snowplow on the 2023 C5500 truck by Charles Stahl Sales and Service at a cost not to exceed \$2,700.00 to be charged to Account DA5130.4 Machine Repairs.

Offered by: Councilman Fisher
Seconded by: Councilman Lewandowski

A vote was taken with the Supervisor, Councilman Lewandowski and Councilman Fisher voting aye. Councilman Barker and Councilman Priamo voted nay. Motion carried.

RESOLUTION #80- AUTHORIZE REPLACEMENT OF OVERHEAD DOOR OPENER

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the replacement of a failed overhead door opener at the Highway Garage by Colonial Overhead Doors LLC, at a cost of \$1,700.00 to be charged to Account A5132.4 Garage Contractual.

Offered by: Councilman Lewandowski
Seconded by: Councilman Fisher

A vote was taken with the Supervisor, Councilman Lewandowski, and Councilman Fisher voting aye. Councilman Barker and Councilman Priamo voted nay. Motion carried.

RESOLUTION #81- AUTHORIZE THE PAYMENT OF BILLS

BE IT HEREBY RESOLVED that the Town Board of the Town of Perth authorizes the payment of bills on abstract #9-2024 as follows:

General	167-186	\$27,836.07
General Prepaid	69-76	\$5,310.34
Highway	78-89	\$28,590.36
Highway Prepaid	28-35	\$13,651.35

Offered by: Councilman Lewandowski
Seconded by: Councilman Fisher

Supervisor Fagan, Councilman Lewandowski and Councilman Fisher signed each voucher, indicating their approval.

Councilman Barker did not sign the following vouchers Under General Prepaid:

#69 Benetech HRA contributions for Highway workers; #71 Health Insurance Premiums for Highway workers per Teamsters' Contract; #73 HRA contribution for Highway Superintendent; and #76 Health Insurance Premiums for Highway workers under their Teamsters' Contract with the Town of Perth.

Councilman Priamo did not sign any of the General Prepaid vouchers.

Councilman Barker and **Councilman Priamo** did not sign any of the vouchers from the Prepaid Highway vouchers or the regular Highway Vouchers.

With the required three signatures on each voucher; motion carried.

With all of the business concluded at 7:50 p.m. a motion was made to close the Meeting by **Councilman Lewandowski** and seconded by **Councilman Fisher**. Supervisor Fagan, Councilman Lewandowski and Councilman Fisher were in favor; Councilman Barker and Councilman Priamo were not in favor. Motion Carried.

The next meeting of the Town Board of the Town of Perth will be held on Thursday, October 3, 2024 at 6:00 p.m. at the Town Hall Complex 1849 County Highway 107, Perth, New York.

Respectfully submitted,

Judith English
Perth Town Clerk

