

A REGULAR TOWN BOARD MEETING WAS HELD ON THURSDAY SEPTEMBER 26, 2024 AT 6:00 P.M. IN THE TOWN HALL, 201 THIRD AVE., FRANKFORT, NEW YORK.

Present: John Wallace, Supervisor
Michael Perritano, Councilman
Joseph Tamburro, Councilman
Philip Tangorra, Councilman
Chief Matthew Palumbo
Marcus Perritano, Highway Superintendent
Karl Manne, Town Attorney
Absent: Christopher Evans, Councilman

Supervisor Wallace opened the meeting with the Pledge of Allegiance

PUBLIC COMMENTS:

Mary Rose Rabb 234 Hampton Road, and Kristin Scheibel, 225 Hampton Road both addressed the town board representing other Frankfort residents; who circulated a petition in the spring and she has been in touch with a few members of the town board about bring back the Town Trash pick-up. She was told that because the 2024 budget was already complete and to come to a meet to be heard before the 2025 budget before it is completed. She told the board she was told it ended because of covid, and that she knows the residents can bring the trash to the town garage, but that doesn't help the people that don't have a way to get it there. Hwy Superintendent Perritano stated that 90% of the people that bring the trash to the Highway are elderly and they bring it in their cars and with having the drop-off the residence are getting more this way, now you can shred your papers and you can drop off electronics. Supervisor Wallace stated that people were abusing the trash pick-up and it takes away from the Highway getting roads paved and it also takes up time with Police and Codes Department. He said he will revisit it and saw where the board stands on bring the trash pickup back but that is a considerable amount of money to do. Councilman Tangorra stated that he would like to see the data on what it cost to reinstate the trash pickup for the board to reconsider the pickup.

Mike Irons, 120 Bono Dr. asked the Town Board to consider changing the name of his road as it keeps getting mistaken with Bono Blvd. in Schuyler, his deliveries have gone to Schuyler instead of to his home and the more concerning reason is for safety, if there's a medical emergency or fire which a medical emergency did happen recently . He reached out to 911 and they said it would be a good idea to change the name; that it would have to go through the Town of Frankfort. (Request Letter attached). Supervisor Wallace said he would look into seeing what needs to be done to go about changing the name of the Road.

Sara Halliburton, 204 East Orchard Street, asked the Town Board to please put a 55 speed limit signs put up; leaving out of town heading toward Dyke Rd., she said she is always late for work because people are going under the speed limit. Superintendent Perritano said he would get signs put up.
Public hearing closed at 6:30

NO. 120 APPROVE MEETING MINUTES

MOTION made by Councilman Tamburro that the town board resolves to approve the meeting minutes August 22, 2024. Second by Councilman Tangorra. Upon roll call; Vote was 4-0.

COMMITTEE REPORT / DEPARTMENT REPORTS

Various reports submitted

Police Chief Palumbo submitted his report; attached and discussed.

- Looking to get an amendment form the state on the LETCH grant for remaining funds.
- Ejustice Criminal History Audit completed, had to purchase the portal for print all employees. DCJS is now requiring all current employees to be printed, including transfers.
- New patrol vehicle has been lettered and will be put into the rotation in the upcoming months.
- First ERPO issued, court proceedings handed by Atty. Chrisman, as per the policy this will be and \$600.00 fee.
- Police Copier replacement

Highway Superintendent Perritano submitted his report, attached and discussed

- Suit Kote has completed the repairs to the damage on Dutch Hill which was caused by a tractor trailer driver who had gotten lost.
- Some work on Gates Rd. has been completed by Suit Kote.
- I am still working on the lead line project on the private side of residences to confirm materials in the houses and am mailing postcards that B & L composed to the residents that I couldn't contact.
- Trash drop off has been completed for the year. It went very well and I have received a lot of compliments and positive feedback from residents.
- I have met with two vendors for plow truck quotes and it is not looking good to order a new truck build unless it electric, due to NYS adoption of California Air Resources Board (CARB) act which mandates that that manufactures build Electric vehicles instead of vehicles that use gas, diesel. NYS adopted it into law as well.
- We are finishing our summer work projects and will have one more green waste pickup starting 11/4/24.
- We've been hauling in ice control material and will be getting our trucks ready for winter Zumpano construction came to look at the highway garage roof and doors. We are waiting for a quote on repair prices.

FINANCIAL REPORT

Supervisor Wallace reported that he gave the town board the current bank balances, NYClass and the Supervisors monthly report for August and everything is looking good.

NO. 121 AUTHORIZE A NOTICE OF INTENT TO ACT AS SEORA LEAD AGENCY FOR THE HERKIMER COUNTY INDUSTRIAL DEVELOPMENT AGENCY—PROJECT BALL PARK and SCHEDULE PUBIC HEARING; REFERRING TO THE HERKIMER COUNTY ONEIDA PLANNING BOARD

MOTION made by Supervisor Wallace resolves that the town board adopts the attached resolution authorizing a Notice of Intent to Act as Lead Agency for Herkimer County Industrial Development Agency—Project ball park. That the Town Board of the Town of Frankfort shall hold a public hearing at 6:00 PM on October 23, 2024 at Town Hall, 201 Third Ave., Frankfort, New York 13340, for the intent to take lead agency and to authorize the town clerk to issue the legal notice for the same. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 4-0.

APPROVED

NO. 122 PROPOSED ZONING RECLASSIFICATION OF A 21.9± ACRE PARCEL OF LAND LOCATED AT 2571 HIGBY ROAD AND NEW YORK STATE ROUTE 5S, TAX ID NO. 112.3-1-46.1, AND A 60± ACRE PORTION OF A PARCEL OF LAND LOCATED AT 3720 SOUTHSIDE ROAD, TAX ID NO. 112.3-01-14.1) FROM PLANNED DEVELOPMENT – COMMERCIAL (PC) AND RESIDENCE AGRICULTURE (RA) TO PLANNED MANUFACTURING (PM).

MOTION made by Supervisor Wallace that the town board resolves to hold a public hearing on October 23, 2024 at 6:15 p.m. at the Frankfort Town Hall, 201 Third Avenue, Frankfort, New York regarding the proposed zoning reclassification of a 21.9± acre parcel of land located at 2571 Higby Road and New York State Route 5S, Tax ID No. 112.3-1-46.1, and a 60± acre portion of a parcel of land located at 3720 Southside Road, Tax ID No. 112.3-01-14.1) from Planned Development – Commercial (PC) and Residence Agriculture (RA) to Planned Manufacturing (PM). Any resident of the Town of Frankfort shall be entitled to be heard upon said proposed zoning reclassification at such public hearing; and to authorize the town clerk to issue the legal notice for the same (attached)... Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 4-0.

APPROVED

NO. 123 REFER ZONING RECLASSIFICATION TO THE ONEIDA HERKIMER COUNTY PLANNING BOARD AND THE TOWN OF FRANKFORT PLANNING BOARD

MOTION made by Supervisor Wallace that the town board refer the zoning change to the Herkimer County Planning Board and to the Town of Frankfort Planning Board regarding the proposed zoning reclassification of a

21.9± acre parcel of land located at 2571 Higby Road and New York State Route 5S, Tax ID No. 112.3-1-46.1, and a 60± acre portion of a parcel of land located at 3720 Southside Road, Tax ID No. 112.3-01-14.1) from Planned Development – Commercial (PC) and Residence Agriculture (RA) to Planned Manufacturing (PM) (attached). Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 4-0. **APPROVED**

NO. 124 RESOLUTION ADOPTING POST –ISSUANCE TAX COMPLIANCE PROCEDURES FOR TAX-EXEMPT BOND AND NOTE ISSUES (PER PREVAILING IRS EXPECTATIONS)

Motion made by supervisor Wallace that the town board resolves to adopt Resolution; dated September 26, 2024, of the Town Board of the Town of Frankfort, Herkimer County, New York (The “Town”) adopts the Post - Insurance Tax compliance procedures (attached). Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

No. 125 RESOLUTION ADOPTING COMPREHENSIVE POST-INSURANCE CONTINUING DISCLOSURE COMPLIANCE PROCEDURES FOR TAX-EXEMPT BOND AN NOTE ISSUES (PER PREVAILING SEC EXPECTATION)

Motion made by Supervisor Wallace that the town board resolves to adopt Resolution; Dated September 26, 2024, of the Town Board of the Town of Frankfort, Herkimer, New York (The “Town”) adopts the SEC-Driven Continuing Disclosure Compliance Procedures (attached). Second by Councilman Tangorra. Upon roll call; Vote was 4-0 **APPROVED**

NO. 126 TOWN HALL SNOW REMOVAL-REQUST BIDS

MOTION made by Supervisor Wallace that the town board resolves to request bids for the Removal of Snow at the Town Hall, with bids to be received by 2 pm on Thursday October 23, 2024 and opened on October 24, 2023 at 6:30 pm. Contract period from November 13, 2023 to April 13, 2024, with the same bid specs as the previous contract, and authorize town clerk to publish the legal notice for the same. Second by Councilman Tamburro. Upon on roll call; All in favor. Vote was 4-0 **APPROVED**

* Supervisor Wallace brought to the town board attention that Jack Mulvihill of 24 Slaytonbush Lane, Utica, NY in the Town of Frankfort; has a sewer connection agreement with The Town of New Hartford (attached)

VILLAGE OF ILION WATER CONTRACT (2016)

Supervisor Wallace informed the board that the water contract expired in 2016; he asked Attorney Karl Manne if he would help with drawing up a new contract.

LEAD LINE INVENTORY PROGRAM —Barton & Loguidice

Supervisor Wallace reported that he received an email that there may be some grants from the governor’s office.

NO. 127 APPROVE PART-TIME DEPUTY TOWN CLERK

Motion made by Supervisor Wallace to go from a full-time Deputy Town Clerk to a Part- Time Deputy Town Clerk position, not to exceed 19.5 hours a week with no benefits with the exception of NYS Retirement; pay rate is \$17.55. per hour. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

2025 TENTATIVE BUDGET

Will be completed by September 30th, and given to the Town Clerk.

ABSTRACT OF AUDITED VOUCHERS—SEPTEMBER ABSTRACT #9

NO. 128 **MOTION** made by Supervisor Wallace to approve General Abstract #9—Claim No. 308-348A, Total \$73,001.27. Second by Councilman Tamburro. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 129 **MOTION** made by Supervisor Wallace to approve TOV Abstract #9—Claim No. 125-140B, Total \$110,470.87. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 130 **MOTION** made by Supervisor Wallace to approve Highway Abstract #9—Claim No.164-184, Total \$98,253.77. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 131 **MOTION** made by Supervisor Wallace to approve Highway TOV Abstract #8—Claim No. 25-32, Total \$99,358.71. Second by Councilman Tamburro Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 132 **MOTION** made by Supervisor Wallace to approve Special District Abstract #9—Claim No. 71-83, Total \$23,591.73. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 133 **MOTION** made by Supervisor Wallace to approve Oakview Cemetery Abstract #4—Claim No. 5 Total \$2,153.84. Second by Councilman Perritano. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

NO. 134 **BOARD OF ASSESSMENT REVIEW — RE-APPOINTMENT**

MOTION made by Supervisor Wallace that the town board resolves to re-appoint Dennis Ruddy to serve on the Board of Assessment Review; term of office 10/1/2024 to 9/30/2029. Second by Councilmember Perritano and Wallace. Upon roll call; All in favor. Vote was 4-0 **APPROVED**

MOTION made by Supervisor Wallace to change the October 24, 2024 to October 23, 2024. Second by Councilman Tangorra. Upon roll call; all in favor. Vote was 4-0 **APPROVED**

MOTION made by Supervisor Wallace to adjourn. Second by Councilman Perritano. Upon roll call; All in favor. Meeting adjourned at 7:30 PM.

Respectfully submitted,
Dorri DeRollo, Town Clerk

NEXT MEETING: October 23, 2024 6:00 PM