

**MINUTES OF THE REGULAR BOARD MEETING OF THE TOWN BOARD OF THE TOWN OF THURMAN, NEW YORK HELD MARCH 13, 2019 AT THE THURMAN TOWN HALL, 311 ATHOL ROAD, ATHOL, NEW YORK, COMMENCING AT 6:30 PM.....**

**PRESENT: Mrs. Brenda Ackley, Councilwoman**

**Mrs. Joan Harris, Councilwoman**

**Mr. Douglas Needham, Councilman**

**Mrs. Gail Seaman, Councilwoman**

**Mrs. Cynthia Hyde, Supervisor**

**RECORDING SECRETARY: Susan E. Staples**

The meeting started at **6:30pm** with the reading of the claims.

**Councilwoman Seaman** arrived at **6:38pm**.

**Discussion: Supervisor Hyde** asked **Councilman Needham** if he wanted to look at the contracts? Noting one was for the Engineer, **Cedarwood**, and the other is the **Snowmobile** pass through. **Councilman Needham** asked is that the one you've had since December? **Supervisor Hyde** responded um, since December? I've had the document since December? What makes you think that? **Councilwoman Seaman** asked to see the contract. **Supervisor Hyde** noted the **County Chairman of the Board of Supervisors** signed this on February 12<sup>th</sup>, it was the day before, so there is no possible chance I could have this until this meeting. So please don't accuse me of things that are not true. Would you like to read it? **Councilman Needham** noted yes, (inaudible). **Supervisor Hyde** stated but do note that I didn't get it until after he signed it, and please note again the date is February 12, 2019 so I did not have this since December. I have not been holding it hostage. Do you want to read it? It was written by the County Attorneys. **Councilman Needham** replied yes, I would like to. **Supervisor Hyde** stated I will need that back. **Councilwoman Seaman** noted to **Councilman Needham** she can't sign the contract unless we approve every single one. A resident passed out an envelope to the Board Members and the Town Clerk. The **Town Clerk** asked her what is it, and do you want it in the minutes? Is it a letter to the Board? The resident replied nah. **Supervisor Hyde** noted uh, **Deborah** you might want to look in.....Get a meeting packet, and look at the resolution from the meeting that says procedures for Board Meetings, and it most certainly does say it in there. **Deborah** replied thank you. **Supervisor Hyde** noted if you take a meeting packet you will see it in there. I don't say things that aren't true (inaudible). **Councilwoman Harris** noted I like the picture. **Supervisor Hyde** agreed I like the picture too, but it is true that there is a rule, and it has always been the rule, that if anybody wants to be on the agenda that they must contact the **Supervisor** by the Thursday before the regularly scheduled Board Meeting. And that has been in effect for years actually. The resident asked the **Supervisor** to say it again. **Supervisor Hyde** noted if somebody request to have a topic or to be on the agenda. You know sometimes we have people come here to speak. The resident responded right, yeah. **Supervisor Hyde** continued you have to contact the Town Supervisor by the Thursday before the next regularly scheduled meeting. I usually put the meeting packets, the best that I can, on the Thursday before the meeting. Like most of these resolutions are on since last Thursday. **Deborah** noted so they will be ready. **Supervisor Hyde** noted and to give the public proper notice. **Councilwoman Seaman** handed a piece of paper to the **Supervisor** stating there's notice.

**Supervisor Hyde** noted sorry, but that.....**Councilwoman Seaman** noted that's notice. **Supervisor Hyde** stated sorry you didn't give the public any notice on that. **Councilwoman Seaman** noted don't have to. As a matter of fact here is the law. Here is **Kristen O'Neil** from the **Association of Towns**. That **Susan** was in receipt of this email. **Supervisor Hyde** responded well **Gail** if you would like to bring resolutions up at the last minute, and not give the public notice well then I am not going to stop you, but that is not the way it is supposed to be because we have a procedure for Board Meetings. Very plain. In the resolution book, and for some mysterious reason it was always followed.....**Councilwoman Seaman** noted I am going right by the law as a matter of fact. **Supervisor Hyde** asked well do you have a copy for me. **Councilwoman Seaman** noted you have them all. **Supervisor Hyde** noted no, a copy of that. **Councilwoman Seaman** noted her letter, I am sure that **Susan** has one for you. The **Town Clerk** noted I didn't get one from her. **Councilwoman Seaman** noted oh absolutely. You got it by email this morning. You were cc'd right on it. Thurman Town Clerk. **Supervisor Hyde** noted OK this is not.....Let's see you asked if anybody could introduce a resolution at anytime, and she says.....Oh **Susan** asked if posting a resolution is sufficient to comply with the posting requirements set forth in the statute. And the answer as you can see is that it would not be sufficient. So if you post a resolution on somebody's Facebook page.....**Councilwoman Seaman** noted read that. **Supervisor Hyde** continued that is not to say that any Board Member cannot introduce a motion or resolution during the meeting if it was not practicable.....**Councilwoman Seaman** interrupted stating it wasn't practicable. **Supervisor Hyde** continued to post the motion or the resolution on the Town website prior to the meeting. And it wasn't practicable because the town has a procedure in place which states that if you want something on the agenda you have to give it on Thursday. **Councilwoman Seaman** noted you are not reading that (inaudible). **Supervisor Hyde** continued so it wasn't practicable because the rules weren't followed. **Councilwoman Seaman** stated no. **Supervisor Hyde** continued there are rules. **Councilwoman Seaman** noted no the rules were followed, don't worry. **Supervisor Hyde** continued so however, if you are asking that an item be placed on the agenda prior to the meeting then my opinion you should be able to provide language that can be included on a Town Website prior to the meeting. You asked me to place something on the agenda. **Councilwoman Seaman** stated you did not. You refused. **Supervisor Hyde** continued it says **Councilwoman Seaman** requested a discussion about the septic system, and the.....Does everybody see that I put **Mrs. Seaman's** request on the agenda? Right there. That is your request. **Councilwoman Seaman** spoke over her noting this one can be brought up.....She then continued there is the resolution for it. **Supervisor Hyde** noted you didn't provide the resolution though. You didn't (inaudible). The beginning of **Councilwoman Seaman's** response was (inaudible). She concluded that is the law. It can be done that same day. **Supervisor Hyde** noted well if you don't want to follow the rules then.....**Councilwoman Seaman** interrupted noting we are following the rules. **Supervisor Hyde** responded no we are not following the rules. Can I have.....Oh I got it here. As long as everybody is just sitting around. Here it is. Nope that is not the one. **Councilwoman Seaman** noted you know the meeting doesn't start for a few minutes if you want to wait. It can all go on the record. **Supervisor Hyde** asked **Susan** could you do me a favor get met the minutes from.....Get me the it's the.....Can I go in your office with you. I need a resolution from 2017. The **Town Clerk** went with the **Supervisor** to her office. **Supervisor Hyde** returned noting while an agenda is not required. The Town Board believes to the extent possible an agenda should be prepared before the regularly scheduled meeting. The agenda should be prepared by the **Town Supervisor**. Except in the case of an emergency topics and resolutions for the agenda will be given to the **Town Supervisor** by the close of business on the Thursday before the next regularly scheduled Town Board Meeting. If a person desires to be placed

on the agenda and blah, blah, blah. That is the rule. **Deborah** noted so if a person wants to they need to contact you, and you say nay or yea. **Supervisor Hyde** replied well the other thing that you can do is you can try if.....Towns.....Nobody from the public has ever written a town resolution. Town..... It is the Supervisor. It could be the Board Members, but I have worked here 11 years I have never once seen just somebody from town come in and say I want this resolution on the agenda. They have never done that, and I talked to Mark Schachner today, and I said have you ever heard of somebody just writing. I have never heard of such a thing. So if somebody from town wants something on the agenda either go through the Supervisor or try to have somebody on the Board sponsor your request. That is how they do it in the Assembly or the Legislature. You can go to **Gail**, and say **Gail** I am interested in this. Would you sponsor this, and bring it up at a Board Meeting. And so there are different ways that you can do it. **Deborah** noted if she says yes, then what she has to submit it to you. **Supervisor Hyde** noted well she will say I would like to put such and such on the agenda, but she has to tell me ahead of time unless it is an emergency. **Deborah** noted so if she tells you ahead of time it goes on the agenda. **Supervisor Hyde** responded right. She asked me ahead of time to put something on the agenda, and I did. But she did not give me a resolution. **Councilwoman Seaman** noted a resolution can be done the same day and voted on. **Supervisor Hyde** noted well unless it is an emergency it is not really fair to the public. And just so that you all know this (the minutes) holds up in a court of law, and these are kept forever and they hold up in a court of law just saying. **Councilwoman Seaman** noted this ( the Law Book) holds up in a court of law **Cynthia**. **Deborah** asked (inaudible) specific to Thurman. **Supervisor Hyde** asked what is that? **Deborah** asked this is our book, right? **Supervisor Hyde** responded that is the Thurman Minute Book, but all towns have to put their minutes in a ledger like that that is made.....put on special paper so that.....Because it has to be kept archival. That paper is really expensive. So are those books, and we have them going back to 18 something. So anybody that has a question about what the rule is for getting something on the agenda. If you would like to come up tonight and look in there I would be very happy to share what the rule is. Thank you. **Supervisor Hyde** noted while we have a few extra minutes I would like to share with you what each **Board Member** got in their meeting packets. They got an agenda which is the same as what is over there. They got an abstract of paid vouchers for the last month. They got an abstract of unpaid vouchers for all the bills that they are looking at today. They got a (inaudible) from the Bond paperwork from Whitespace. Talking about grant funds being subject to prorated and recap. They got a email from Pat Nettinger, Trish Nettinger from the County in regards to the eligible candidates list for **Assessor Clerk**. They got the eligible list for Assessor Clerk, and the email from the County. They got a memorandum from Miller, Schachner, and Hafner. They got the Operating Statement from the Enterprise Fund. They got the Operating Statement for the Highway Fund. They got the Operating Statement from the General Fund, and all these reports are for the month of February. They got the Treasurers Report for the Highway, and the General Fund. They got the February bank statement for the Consolidated Fund and the Highway Fund. They got a letter from **Marilyn Youngblood**. They got the ACO report, and everybody got the same thing including the **Town Clerk**. **Councilwoman Seaman** noted can I read you something **Cynthia** from the Town Law Manual issued by the State of New York for Town Law Association of Towns. Article 1 resolutions, Chapter 6 section 1 overview of the three types of actions taken by a Town Board in it's legislative and administrative capacities resolutions involve the least amount of formality and review. Resolutions can be introduced and passed the same.....At the same meeting, and typically cover day to day business of the town including transferring money from one account to another, establishing salaries, designating depositories. There you go. Can be introduced, and passed on the same day. **Supervisor Hyde** noted no, no. It says can be introduced.

Every.....**Councilwoman Seaman** interrupted noting here you go resolutions can be introduced and passed at the same time. **Supervisor Hyde** noted you are not reading that correctly. **Councilwoman Seaman** replied yes dear I am. **Supervisor Hyde** continued no. When a meeting gets introduced.....Every resolution gets introduced. **Councilwoman Seaman** interrupted noting and passed. At the same meeting. That is pretty clear. **Supervisor Hyde** noted if you look at the top of every resolution you will see introduced by. What they are saying is that....This does not pertain to what is available ahead of time. This only pertains to every resolution has to be introduced. You could introduce a resolution, and decide not to pass it. Table it. Or you could introduce a resolution and pass it. Every resolution has to be introduced. That has nothing to do with the policy for Public Notice which is.....**Councilwoman Seaman** interrupted noting and Policy for Public Notice by Kristen O'Neil Association of Towns attorney.

**Supervisor Hyde** noted **Gail** you don't.....You are not understanding. **Councilwoman Seaman** replied Oh, I am understanding. Totally. **Susan** asked this is a reply to my question to Kristen O'Neil, and she said my email is a recitation of Section 103 of the Open Meeting Laws. **Susan, the Town Clerk**, asked if posting a resolution on a private website would be sufficient to comply with the posting requirements set forth in that statute. My answer as you can see is that it would not be sufficient. That is not to say that any Board Member cannot introduce a motion or resolution during a meeting. If it was practicable to post the motion or resolution on the Town Website prior to the meeting, however, if you are asking if an item be placed on the agenda prior to the meeting then in my opinion you should be able to provide language that can be include on the Town Website. The Supervisor is only one of five Board Members. It is not necessary to have her approval to vote on a resolution. That is pretty clear. **Supervisor Hyde** replied you are, you are.....What you are doing is taking away a citizens right to be.....**Councilwoman Seaman** interrupted noting I've asked you to put them on the agenda, and you have refused.

The meeting was called to order at 7:00pm.

#### PLEDGE OF ALLEGIENCE

#### ROLL CALL

**REPORTS FROM THE BOARD:** **Councilwoman Ackley** noted to **Mary Eddy** that she did look into that (whether Sue Baker can work in the Assessor's Office and Town Clerk Office), and there is no conflict. **Councilwoman Harris** noted the Judicial Audit has been done. The only one left is the Fire Company. **Councilwoman Seaman** noted fire company does not have to have an audit. **Supervisor Hyde** noted I don't think that the town has to do an audit. You can if you want to. **Councilwoman Harris** noted I'll handle it. **Supervisor Hyde** responded OK **Councilwoman Seaman** noted wait a minute. Before you start deciding who gets audited and not what papers do you have, and what Town Board Resolution do you have to audit anybody? **Supervisor Hyde** noted I don't even have that on the agenda. **Councilwoman Harris** noted I was given a job by the **Supervisor**. **Councilwoman Seaman** noted you can't do that. You need a resolution to do that. **Supervisor Hyde** noted I do have.....Everybody has a memorandum from Mark Schachner. You might want to look at it. **Councilwoman Seaman** replied I have looked at it. **Supervisor Hyde** noted the only reason I called **Mark Schachner** and asked for a memorandum is because **Gail** asked me too. **Councilwoman Seaman** noted no I didn't. I asked you to have him here. **Supervisor Hyde** continued she asked to know in writing. No, I think you remember, she asked to have it in writing.....Some people had asked if the Fire Company had to.....If they were subject to the Open....No the Open Meeting Law if they are subject to FOIL. I said I don't know. I don't know. And so I called Mark Schachner, and he said that they were. And I brought that back to the Board because that was a

question that was asked, and **Mrs. Seaman** said that she wanted it in writing. So I got it in writing. **Councilwoman Seaman** asked can you explain to us why for the first time in the town history that you want all of a sudden to have the records for the Fire Company? Is there a problem? **Supervisor Hyde** noted I didn't say I wanted too. **Councilwoman Harris** noted we don't do an audit because there is a problem. **Supervisor Hyde** continued I only looked into that because people called me and asked me. **Councilwoman Seaman** asked was there a problem? **Supervisor Hyde** continued **Gail** I told you I didn't ask to have that happen. I was asked by town residents if it could be done. I said I don't know. **Councilwoman Seaman** noted OK the town residents can do that. **Supervisor Hyde** continued so I called and I asked the town attorney. He said what he said, and I told .....I said this is the answer that you were looking for, and you said you wanted it in writing. That is the only thing I did. **Councilwoman Seaman** noted but there has been no one appointed to look in anybody's records. **Supervisor Hyde** responded it doesn't..... The town doesn't have to look at their records. Anybody can look at their records. **Councilwoman Seaman** noted OK so nobody from the Town officially is going to then. **Councilwoman Harris** noted any town board can ask. **Supervisor Hyde** noted look all that I am telling you is....All.....**Councilwoman Seaman** interrupted noting but it is not in an official.....It would be in your private capacity, correct? **Supervisor Hyde** noted if she wants to look at **Councilwoman Seaman** interrupted noting that is fine. Absolutely. **Supervisor Hyde** continued but that is up to her. **Councilwoman Harris** replied let me do my own speaking. **Supervisor Hyde** said go ahead. **Councilwoman Harris** continued please let me do my own speaking. I was asked to audit town books. **Councilwoman Seaman** interrupted asking for who? **Councilwoman Harris** remarked **Gail** don't interrupt me. **Councilwoman Seaman** asked but who asked you? **Councilwoman Harris** continued I was asked, and you know who asked don't be so silly. **Councilwoman Seaman** responded who? No. Because you need a Board Resolution to be asked to audit town books. **Councilwoman Harris** replied you were given a job to do, and you didn't do it. **Councilwoman Seaman** responded no that is not the question. **Councilwoman Harris** continued yes you did. We were.....**Gail** I am not going to argue with you **Gail**. **Councilwoman Seaman** interrupted asking where is the Board Resolution. **Councilwoman Harris** continued will you just be quiet while I finish talking then you can say whatever your little heart wants to.....**Councilwoman Seaman** interrupted noting I just need the Board Resolution. **Councilwoman Harris** continued but don't interrupt me. I was asked to do audits. I have been doing the audits for the last two years, and this time was the first time I was asked to do an audit of the Fire Company. I don't care if I do the audit or not. They can say they refused to have the audit. I don't care. All I was done.....Asked to do it. Now I got information that I have a right to FOIL. I am not going to FOIL the Fire Company for their audit. I don't care, but the only thing is the reason we find in this is the money given to the Fire Company is a large amount, and we have a right to know, as you say, transparency. The people who are paying them have to have the right to know how it is spent. Now I don't care if they tell me or don't tell me. I am going to ask them politely if I can do it. If they refuse it all I'm going to do is write on a piece of paper they refused to have the audit, and I am over it. So now you get over it. **Councilwoman Seaman** noted OK but I need to know where the Board resolution is. **Councilwoman Harris** noted you don't need to know anything from me. **Councilwoman Seaman** replied absolutely. Because according to the law there has to be a.....**Councilwoman Harris** interrupted noting cause you wouldn't understand it if I said it to you. **Councilwoman Seaman** continued there has to be a Board resolution appointing a person to conduct audits for the town. **Councilwoman Harris** responded good time to bring them up when I already got 8 done. **Councilwoman Seaman** noted you did it not under the law. **Supervisor Hyde** noted **Gail** you were appointed to do the audit at the Landfill, and **Joan** had to do them because you never did

them. **Councilwoman Seaman** interrupted stating no. **Supervisor Hyde** continued **Joan** has been doing all the audits because you wouldn't do your part. **Councilwoman Seaman** asked No. **Cynthia**, what is the question? The question is where is the Board resolution? **Supervisor Hyde** replied there is none. **Councilwoman Seaman** noted OK then that means **Joan** has no official capacity, and cannot present herself as having an official capacity when she (inaudible). **Councilwoman Harris** noted don't say anything. Don't defend me. I don't need it. **Supervisor Hyde** noted she is the public. Anybody in this room.....**Councilwoman Seaman** noted anybody can, but it is not in official capacity. **Supervisor Hyde** continued anybody in this room can go ask the Fire Company to see their records. The Fire Company can deny them if they want, but they are subject to FOIL. **Councilwoman Seaman** interrupted noting they don't have to. **Supervisor Hyde** continued and that is all I was interested in was answering somebodies question. I have no intention of FOILing and asking for the Fire Company's records. I have plenty of my own work as it is without worrying about the Fire Company. **Councilwoman Harris** noted and as I said before, an audit isn't something to go and find trouble. An audit is only to see what is being done with money coming in and money going out. We don't have a say on whether they spend it on a cat down here or a dog up there. It is just money coming in and going out. If they don't want to do it I am just as happy (inaudible). **Councilwoman Seaman** noted but you are doing it....**Councilwoman Harris** interrupted noting I am not doing it if they don't want it done. **Councilwoman Seaman** continued **Joan** you are doing it, and not in an official capacity as a town representative. **Councilwoman Harris** noted don't tell me what my official capacity is. Take care of what your official capacity is. **Councilwoman Seaman** responded well the physical capacity of a Town representing.... You representing the town needs a.....**Councilwoman Harris** interrupted noting I don't need your preaching. I do not need your preaching. I do not need your permission. **Councilwoman Seaman** spoke over her noting not preaching. You need a town resolution for that, and you don't have one. **Councilwoman Harris** continued noting I do not need your permission. **Supervisor Hyde** asked can we go on to the next agenda. **Councilwoman Harris** continued preaching, teaching or permission **Gail**. **Councilwoman Seaman** noted we actually (inaudible) reports from the Board. I was going to give my report to the Board. **Councilwoman Harris** noted and the Fire Company is sitting back there, and they heard what I said, and that is all there is to it. **Supervisor Hyde** noted let **Gail** do her report to the Board. **Councilwoman Seaman** read her report to the Board. See attached. After she had started reading the **Supervisor** asked is this a campaign letter? **Supervisor Hyde** noted there is only one thing I would like to mention on that letter. A Special Meeting was called. We got an unexpected revenue in the Highway that came at the last minute, and so because of that I was able to adjust the Budget, and come up with a lower tax rate. I called a Special Meeting to bring the Board in and lower your tax rate even more. **Brenda** was out, maternity leave, so I don't.....She had a reason not to be there, but these two Board Members ( **Seaman** and **Needham**) did not show up. And so your tax rate would have been lower with the revised budget. I just think I should throw that out there because I think you forgot about that. But anyway it is your turn now. **Councilwoman Seaman** replied the revised Budget actually cut the Highway Department and put.....Took the money out of it so they couldn't buy equipment. We made sure that they had that money. **Supervisor Hyde** noted if anybody would like to they can see all those different budgets in the budget. **Councilwoman Seaman** noted actually the Budget should be posted. **Councilwoman Harris** asked OK can I answer a question now? **Supervisor Hyde** asked what? **Councilwoman Harris** noted a question **Gail** gave me. **Councilwoman Seaman** asked which question is that? **Councilwoman Harris** noted the question is....The letter started off **Joan** I heard this, and I heard that so let me answer that question. **Councilwoman Seaman** responded oh goody. **Councilwoman**

**Harris** replied the **University of Albany**, they are working with **Fred Engelmann**, not us. He is paid for by them for the work he does for them. We benefit because he has agreed to try to keep Whitespace up and running so that they can do their research. Research only. That helps first responders. That is what the research is on. Find help for first responders. **Fred** was honest enough to tell the **University of Albany** that they needed to ask the **Thurman Town Board** if he could share information for their research. We agreed. He is keeping what Whitespace is usable up to speed for the **University of Albany**, and we are benefitting from it. Until then they finished until they (inaudible) finish their research. The gentleman from the ESD said he possibly could get a waiver for us to sell, and at the same time he would renegotiate **Fred Englemann's** operator bid, and present an idea to see if he might want to buy the system. Those are the answers to the questions that you had. **Councilwoman Seaman** replied OK just to top on that I was in receipt of an email, just yesterday I think it was, that **Cynthia** sent me because she said that **Fred** would not be interested in buying the system. **Councilwoman Harris** noted that is right. **Councilwoman Seaman** continued and this is because on January 24<sup>th</sup> we had a phone conference on January 14<sup>th</sup> that you, **Cynthia** and I were at. I do have that on a recording. So I can play it so if you want to hear that they said (inaudible). **Councilwoman Harris** noted oh I listened to it. I know what it says. **Councilwoman Seaman** responded oh OK good. **Councilwoman Harris** noted I am just responding to that. **Councilwoman Seaman** continued just in case, but they said.....**Supervisor Hyde** noted we are kind of going out of order (inaudible). **Councilwoman Seaman** noted now it doesn't matter. We might as well get this done. The email **Cynthia** just sent to me she received on January 24<sup>th</sup> and did not share with the Board. **Supervisor Hyde** noted that was an email between **Fred and the ESD**. **Councilwoman Seaman** continued and it says hi Chris and Jeff. I am unable to find any financial model that would pay for operational support for Thurman's network from any operator. The numbers simply don't pencil out with SLIC coming a few months from now. The town had discarded a demonstratively sustainable business model in 2016, and the Boards decisions since have removed the last opportunities to sustain the network. The Board over the years has dug it's own hole, and I believe that there isn't anything you or I can do to pull them out. Thank you for your good ideas, and out of the box thinking towards reaching an agreement. At this time I respectfully rescind my Operations Proposal to the Town from August 2018, but will make myself available to the Board for any type of network support on a time and material basis. You knew on January 24<sup>th</sup> that he had already said that the system was not up because they asked him if he wanted to buy it. **Supervisor Hyde** noted it is on the agenda. **Councilwoman Seaman** noted and it is not sustainable, and not only that. **Supervisor Hyde** asked isn't it on the agenda. It is on the agenda. **Councilwoman Seaman** asked are you going to let me finish. No only that but, I don't understand how he could stand up in front of people at the end of October, and lie to them when he says he's known since 2016. Alright so he told everybody.....**Councilwoman Harris** asked is that.....who are those emails back and forth from, to. **Supervisor Hyde** noted I can answer. They are from me. **Councilwoman Harris** asked you talking to whom. **Councilwoman Seaman** noted actually they are from her and they are from ESD. **Supervisor Hyde** noted those are emails that came to me. They are....It's an email.....After we had our conference call the guy....**Christopher Ortiz** and **Jeff Nordhaus** contacted **Fred**, after talking to us on the phone to see if he.....Because **Gail** brought up selling Whitespace. So they contacted **Fred** to see if he would be interested, and he emailed back to them. And I told **Fred** just recently that there has been a whole bunch of emails from **Gail** saying that she wants to sell Whitespace. She seems to think, you have seen those emails, she seems to think **Fred** wants to buy it. So I called **Fred**. I said that **Gail** thinks that you might want to buy Whitespace. What do you think? And he said why don't you share the email between me and **Chris Ortiz** with the Board so that they can

see my feeling on that. **Councilwoman Harris** noted so they released the fact that they could tell.....They were talking to each other, and we can hear it. **Supervisor Hyde** responded yeah. That wasn't an email to the Board it was between **Chris and Fred**. **Councilwoman Harris** noted and he said you could share it. **Supervisor Hyde** noted and they shared it with me. **Councilwoman Harris** noted so **Gail** shared it, so it can be shared. **Councilwoman Seaman** noted but actually they were supposed to.....You were supposed to have gotten to me because he wanted to negotiate between myself and **Fred**, and obviously he was negotiating, but you did not relay the information to me. **Supervisor Hyde** noted well **Gail** you are on the agenda next. It says **Councilwoman Seaman** requested that discussion about the septic system and rental of the Town Hall be added to the agenda. Go for it. **Councilwoman Seaman** noted oh good. OK. These will be added, please, to the minutes. Cedarwood Engineering last March sent you a letter, and at that point in time, they sent the letter actually to the Department of Health on behalf of the Town of Thurman. **Supervisor Hyde** stated that is not sent to me. It was sent to the Department of Health. **Councilwoman Seaman** noted it was sent on behalf of you.....**Supervisor Hyde** interrupted noting it wasn't. I did not ask to have that letter sent. **Councilwoman Seaman** continued because you asked. **Supervisor Hyde** repeated I did not ask to have that letter sent. **Councilwoman Seaman** replied **Cynthia** it was, and they were in contact. Because you agreed to having the septic system pumped out then certified by June 30 2018, and the **Supervisor** was notified by Thursday March 8<sup>th</sup> by the Department of Health. This is going to be added to the minutes please. To **Cedarwood** (inaudible). Now on February 1<sup>st</sup> you received from Cedarwood a proposal for the Thurman Town Hall septic system evaluation which covered the cost, and it also said to please have this basically.....To begin work immediately you must, you know, bring this to the Board. They wanted a signature on a proposal. **Councilwoman Harris** noted it doesn't say that. **Supervisor Hyde** asked it doesn't say that. She repeated it doesn't say that. **Councilwoman Seaman** stated well if it came on February 1<sup>st</sup> the meeting was the 13<sup>th</sup> of February. **Councilwoman Harris** noted just read it. Don't add to it or take away from it. **Councilwoman Seaman** continued the 13<sup>th</sup> of February and I know I saw a heading of **Cedarwood** in **Cynthia's** packet that she never sent to anybody. And she knew that this had to be done for the Jack Wax Party. My guess is you would have brought this before the Board to be taken care of right away. However, it was not taken care of right away.....**Councilwoman Harris** interrupted asking was the resolution for Jack Wax or to dig it up? **Councilwoman Seaman** continued and the Jack Wax had to be cancelled because of your inaction. **Councilwoman Harris** stated no, that is not true. The lack of funding. **Councilwoman Seaman** replied no. There was no lack of funding. As a matter of fact **Cynthia** comments to the reporter who wrote this article for the Sun was that the septic tank at the Town Hall works perfectly fine for the Town of Thurman. The town doesn't have to have a public dinner. It is local government. We are there to do our statutory duties, and the septic is perfectly fine for us. OK. That is pretty clear. She doesn't care about the townspeople. So this is also going to be added to the minutes please, and attached. Now doing this I would like to make a motion to have the septic.....The proposal from Cedarwood accepted, and we would like a resolution to have the septic system certified. Whereas the Town Of Thurman Hall has been equipped to serve as a venue for public and private events, and whereas the New York State Department of Health requires the septic system to be certified before issuing food permits for those serving food as part of their event. Now therefore be it resolved that the Town of Thurman through it's Supervisor will contract with Cedarwood Engineering to document the Town Hall septic system within 14 calendar days of this resolutions passage. And be it further resolved that in the event that repairs are necessary to bring the septic system in to compliance with state regulations the Town of Thurman will select and hire by a competitive bid a contractor to effect repairs specified by Cedarwood within 60



calendar days of receiving Cedarwood's findings. And be it finally resolved that once Cedarwood documents the septic system meets the state requirements all documents required by the New York State Department of Health will be submitted by the Town Supervisor for certification of the aforementioned septic system. This submission will be made within 14 calendar days of the receipt of Cedarwood's final report. Status reports of this project will be made to the Town Board no less than 7 calendar days prior to each and every scheduled meeting. I would like to throw that out there.

**Councilwoman Harris** asked how much is that going to cost us? **Councilwoman Seaman** noted actually Cedarwood already has it. **Councilwoman Harris** asked how much will it cost us to have it excavated? Do you know what the problem is.....**Councilwoman Seaman** noted **Joan** we can't even discuss this until we.....I have made a motion do I have a second. **Councilman Needham** stated yes I seconded it.

### **Resolution # 27**

On a motion introduced by **Councilwoman Seaman** and seconded by **Councilman Needham**

#### **Resolution to Have Septic System Certified**

WHEREAS, the Thurman Town Hall has been equipped to serve as a venue for public and private events and,

WHEREAS, the NYS Department of Health requires the septic system to be certified before issuing food permits to those serving food as a part of their event,

**NOW, THEREFORE BE IT RESOLVED**, that the Town of Thurman, through its Supervisor, will contract with Cedarwood Engineering to inspect and document the Town Hall septic system within fourteen (14) calendar days of this resolution's passage, and

**BE IT FURTHER RESOLVED**, that in the event that repairs are necessary to bring the septic system into compliance with State regulations, the Town of Thurman will select and hire, via competitive bid, a contractor to effect repairs specified by Cedarwood Engineers within sixty (60) calendar days of receiving Cedarwood's findings, and

**BE IT FINALLY RESOLVED**, that once Cedarwood documents that the septic system meets State requirements, all documents required by the NYS Department of Health will be submitted by the Town Supervisor for certification of the aforementioned septic system. This submission will be made within fourteen (14) calendar days of receipt of Cedarwood's final report. Status reports of this process will be made to the Town Board no less than seven (7) calendar days prior to each and every scheduled meeting.

**Discussion:** **Councilwoman Seaman** noted OK we have a second, now we can actually discuss it. **Supervisor Hyde** noted now we are going to have our turn. Go ahead **Gail**. I mean not **Gail, Joan**. Sorry. **Councilwoman Harris** noted **Gail** is my sister. Look at me. I am **Joan**. **Supervisor Hyde** noted all these documents must be submitted by the Town Supervisor. First of all this thing that they want to do has nothing to do with the town. It has to do with **Mrs. Shepler** wanting to do Jack Wax. **Councilwoman Seaman** interrupted noting no, no, no, no. This is the town **Cynthia**. **Supervisor Hyde** continued had **Mrs. Shepler** come to the Town Board, and brought this forward the Board would have certainly considered it. She is very good friends with **Gail** so why didn't you ask **Gail** to bring this up a long time ago. But you cannot.....**Councilwoman Seaman** interrupted noting I didn't know it because you didn't do your job. **Supervisor Hyde** continued I am not going to submit these documents. If you would like to submit these documents. **Councilwoman Seaman** stated that is what your job is. **Supervisor Hyde** responded no it is not. My job isn't to do what you demand of me **Gail**. My job is to be the Fiscal Officer, and the Treasurer. **Councilwoman Seaman** interrupted noting your job is to do what the Board.....**Supervisor Hyde** continued my job is not to do these things you make up for me to do. I see no amount of money here. I see no source of funding. This was not budgeted for. **Councilwoman Seaman** interrupted noting oh we do have a source of funding. Not a problem. **Supervisor Hyde** continued if you go on to having to have something done it is not budgeted for. The savings has been wiped out. I don't know.....**Councilwoman Seaman** interrupted noting we have a source of funding right here. **Supervisor Hyde** asked and where is that? **Councilwoman Seaman** noted expense line A1355.1. **Councilwoman Harris** stated say that again. Say that again. **Supervisor Hyde** noted the Assessor Clerk. **Councilwoman Seaman** noted there is \$11,000.00 in there. **Councilwoman Harris** noted now I have to look it up. **Supervisor Hyde** noted it's the Assessor. **Councilwoman Seaman** noted Oh I'm sorry it is.....Let me see. No that is 13561.1. **Joan** 13561.1, and we can take the money \$2,490.00 and we can allocate that to.....**Councilwoman Harris** asked how much do we know (inaudible). **Councilwoman Seaman** noted \$2,490.00. Cedarwood. **Councilwoman Harris** asked that is for doing what? **Councilwoman Seaman** noted inspection, evaluation, excavation, oversite, and perk test, development of septic system drawing. **Councilwoman Harris** asked how do they inspect it. **Councilwoman Seaman** noted it is right here dear. **Councilwoman Harris** stated OK thank you. **Supervisor Hyde** noted as long as we are on this subject I would like to bring to your attention.....**Councilwoman Seaman** interrupted noting no, no, no we are on this. We have to.....**Supervisor Hyde** interrupted noting this is this. This is this. Last February 14<sup>th</sup> this was, not this was brought up, there's a resolution to have.....It was introduced by **Gail Seaman**.....**Councilwoman Seaman** interrupted noting yup. **Supervisor Hyde** continued seconded by **Councilman Needham**. **Councilwoman Seaman** noted yup. **Supervisor Hyde** continued Resolution to have the septic tank pumped. **Councilwoman Seaman** responded yup. **Supervisor Hyde** continued resolution to have the septic tank pumped prior to the Jack Wax party, and have the Department of Health approve the water testing before March 1<sup>st</sup>. Because **Mrs. Shepler** was complaining about the water. They said nothing about the septic. That is not....There is no discussion about the septic, and then it was brought up at the end of the February meeting with no forewarning. **Mrs. Shepler** did not contact apparently anybody on the Board. She contacted Cedarwood, but she did not contact the Board. Had she wanted to have this done, had wanted to have the Board to consider it the protocol would have been that she would have asked, like we discussed before, she would have asked to have a Board

Member sponsor her request, or she would have submitted to me in enough time to put it on the agenda so it could be considered, and ready for Jack Wax. But none of these things happened. And the only thing that was approved was pumping the septic tank, and I have the invoice where we did exactly what the Town Board approved last year. And from that time until February we heard nothing from anybody about doing anything about a septic system. **Councilwoman Seaman** noted that is not true according to the letter from Cedarwood. **Supervisor Hyde** replied I don't know why that.....That is a proposal. That is all it is. That is a proposal. **Councilwoman Seaman** replied no, no, no, no. That is not. That was from March.....**Supervisor Hyde** noted it says proposal (pointing to the letter Councilwoman Seaman was holding). **Councilwoman Seaman** noted it says from Cedarwood to the Department of Health.....**Supervisor Hyde** continued noting it says are proposed to take. They are saying the following actions are proposed. My guess is **Susan Shepler** called the Engineers. **Councilwoman Seaman** noted no, no dear. This is on behalf of the Town of Thurman. **Supervisor Hyde** replied the Engineers told me. She called them when she wanted this done instead of the Town Board. **Councilwoman Seaman** spoke over her noting no. No **Cynthia**. No. Nope, we are not going to.....**Supervisor Hyde** asked you didn't call the Engineer **Susan**? **Susan Shepler** noted I called the Engineer this year to find out what work that was requested.....**Supervisor Hyde** noted there wasn't any work requested. **Councilwoman Seaman** noted yes there was because you were.....**Supervisor Hyde** noted then find it in the minutes. Where in the minutes does it say that we are going to do that. **Councilwoman Seaman** replied hold it. I guess the Department of Health then would lie when they say that **Cynthia** promised them that they would have the work done by June 30<sup>th</sup>, and that is why (inaudible as Supervisor Hyde responded). **Supervisor Hyde** responded I never promised anything. I can't promise things. I am only one person. I cannot promise something. **Councilwoman Seaman** noted the resolution done last year to have the septic tank pumped isn't that funny motion carried with three ayes. **Ackley, Needham and Seaman** ayes. **Councilwoman Harris** noted well it was voted. **Councilwoman Seaman** replied because we voted. You abstained, and you voted no. **Councilwoman Harris** noted I don't care the only thing you asked for was a pump. They pumped it out. **Supervisor Hyde** noted we pumped it the year before. **Councilwoman Harris** noted I have a question to ask you. **Councilwoman Seaman** responded go right ahead. **Councilwoman Harris** replied sit down please. You shouldn't be standing up and screaming at me. **Councilwoman Seaman** noted well I have to give things to the Clerk so she can add them. **Councilwoman Harris** continued that resolution was to pump. They did not scan it down there. They did not discover the hole that the gray water leaves, and that was the thing that the DOH has a problem with. They do not know where the gray water is being leached to. **Councilwoman Seaman** interrupted noting **June, Joan**.....**Councilwoman Harris** noted I am telling you what I know. **Councilwoman Seaman** continued I am just telling you what they said here, and I don't think Cedarwood has a tendency to lie. By June 30<sup>th</sup> the town will fully evaluate.....**Councilwoman Harris** stated why would you even suggest that they lie. **Councilwoman Seaman** responded well you are. **Councilwoman Harris** stated I'm not. **Councilwoman Seaman** because they say on the behalf of Thurman. **Councilwoman Harris** continued I am saying what they are saying right here from Cedarwood. I've got it in my hand. **Councilwoman Seaman** noted that is for (inaudible). **Councilwoman Harris** continued but listen a second. Alright you say it is going to cost....You say it is going to cost 2490? **Councilwoman Seaman** responded that is what Cedarwood said. **Councilwoman Harris** asked is it true? **Councilwoman Seaman** replied yes. **Councilwoman Harris** asked how about what it says up here? It says Cedarwood will provide oversight. Will not perform the actual excavation. How much is the excavation going to be in the middle of winter? **Councilwoman Seaman** noted we have to get an estimate. They can't do it in the middle of winter because no one can do a perk test in winter.

**Councilwoman Harris** asked then why didn't you bring this it spring time. **Supervisor Hyde** noted you can't pass this resolution now. **Councilwoman Harris** noted it can't be done now you just said you couldn't do it. **Councilwoman Seaman** stated they can start the work on it yes. **Councilwoman Harris** noted they have to dig it up. **Councilwoman Seaman** replied you know what we can pass the resolution because you don't have a tendency to do things. **Supervisor Hyde** noted you don't even know, you don't even know.....**Councilwoman Harris** asked what is the price of the excavation? **Supervisor Hyde** noted you don't even know. **Councilwoman Harris** noted you don't have a figure of how much money is needed. **Councilwoman Seaman** noted so here we go with them not wanting to take care of the septic system because they didn't take care of it, and we don't have a Jack Wax party. **Councilwoman Harris** replied it is not that. You are putting words into my mouth. All I want to know.....**Councilwoman Seaman** interrupted noting we don't have a certified system. We have a proposal from the Engineers, but it didn't.....**Councilwoman Harris** noted **Gail, Gail, Gail, Gail** you are always looking for the bottom line. I'm looking for the bottom line from you. **Councilwoman Seaman** continued according to **Cynthia's** own words, it says **Cynthia** said I am not a mind reader. My job is Fiscal Officer, and I am not the Supervisor for the Town of Thurman for what **Susan Shepler** might need. **Councilwoman Harris** asked how much does it cost **Mrs. Seaman**? **Councilwoman Seaman** replied it is right there. Their proposal, and they will give us anything else. **Councilwoman Harris** noted nope. Plus the excavation in the middle of winter. Plus the cover. Plus the equipment. **Councilwoman Seaman** remarked my guess is the guys could probably do it. The Highway Department is very helpful. **Councilwoman Harris** noted plowing snow in the middle of winter. They are going to be able to help us out? **Councilwoman Seaman** noted and they do have a backhoe too. That will save the town money. **Councilwoman Seaman** replied they do. I'm sure we can work that out with..... **Supervisor Hyde** noted **Gail**, there is no resolution. **Councilwoman Harris** noted when you do not have a plan (inaudible). **Councilwoman Seaman** replied obviously we do. The Engineers do. So you don't believe the Engineers? **Councilwoman Harris** noted I do believe the Engineers. They are being honest. They say they will not perform the actual excavation. That is a big price. **Councilwoman Seaman** replied not really. Not when we have the Town Highway. **Councilwoman Harris** noted you don't have permission from the Town garage to do that yet. **Councilwoman Seaman** responded don't worry. We will figure that out. **Councilwoman Harris** asked oh you have that (inaudible) for me. **Councilwoman Seaman** replied yup. **Supervisor Hyde** remarked that is not really the way you are supposed to do resolutions. **Councilwoman Seaman** replied yes, it is actually. **Councilwoman Harris** noted you don't have all the information for a resolution. **Supervisor Hyde** noted you are supposed to have all your ducks in a row when you bring it to the floor, and.....**Councilwoman Seaman** interrupted noting yup, all the information is there. **Supervisor Hyde** continued again I would like to remind you, it is very clear in the minutes that what they wanted last year was a pump, and get the water tested. All those things were done. **Councilwoman Harris** noted it didn't get scoped. **Supervisor Hyde** noted they didn't ask to have the septic done. **Councilwoman Seaman** remarked yes we did. **Supervisor Hyde** noted **Gail**, prove it then. Prove it. Find it in the minutes. **Councilwoman Seaman** replied **Cedarwood**. **Supervisor Hyde** replied no **Gail**. **Councilwoman Seaman** replied and that is why I have the letter. **Supervisor Hyde** replied **Cedarwood** can make all the proposals in the world, but unless the Town Board by resolution votes to accept that proposal it doesn't happen. **Councilwoman Seaman** asked OK are we done. Can we vote? **Councilwoman Harris** noted just a second, just a second. let somebody else speak. **Councilwoman Ackley** asked if this resolution is passed, are you still saying that Jack Wax is not happening. **Councilwoman Seaman** noted it can't happen this year because they didn't have it done. **Councilwoman Harris** noted it might not happen next year they are

not raising enough money. **Councilwoman Seaman** noted the Jack Wax....The Department of Health said they would not allow it because **Cynthia** did not carry through on the promises she made last year. **Councilwoman Harris** replied they did not say that. **Supervisor Hyde** noted there is also.....I guess that the TSA got together and offered to **Susan Shepler** several venues to have the Jack Wax, and she didn't want to do it. She wanted to do it here knowing full well that she couldn't do it. Both **Councilwoman Seaman and Susan Shepler** stated that is not correct. That is not true. **Councilwoman Seaman** continued now we are making things up because she is a (inaudible). **Supervisor Hyde** replied if she had seriously wanted this done why didn't she bring it up like, like last December. She had all year to bring it up. She brings it up what 4 weeks before Jack Wax in the middle of winter when everything is covered in snow that is not....That doesn't make any sense. **Councilwoman Seaman** spoke over the **Supervisor** noting **Cynthia** you had all year to do your job (inaudible). She continued so now we need to vote. **Councilwoman Harris** replied no I am not going to vote. I am still (inaudible) money. **Councilwoman Seaman** remarked I told you where we could pull it from. **Councilwoman Harris** continued since you've thrown the Jack Wax party in there. It has already been said that there was no funding available. **Susan Shepler** replied the funding had nothing to do with it **Joan**. **Councilwoman Seaman** noted this has nothing to do with it. **Councilwoman Harris** noted you can't have it without funding. Because if it is really, excuse me a minute, and if it is really for the cancer there are about 5 ways you could have a cancer drive in town without having a Jack Wax party. **Councilwoman Seaman** remarked oh so you don't want to have Jack Wax either. **Susan Shepler** noted remove the Jack Wax from the equation for a moment, and now put in the Town of Thurman Youth Commission Easter party. **Councilwoman Seaman** noted Youth Commission. Easter party. **Councilwoman Harris** asked so they can't have that happen. **Susan Shepler** replied no. **Supervisor Hyde** noted **Susan** the Youth program is supposed to be about activities. Not sitting around eating. **Councilwoman Seaman** alright we are getting off the track. **Supervisor Hyde** noted but they could have had it with Porta-pottys. **Councilwoman Seaman** replied no. **Supervisor Hyde** continued they absolutely could have had it with Porta-pottys. So if they wanted to have it (inaudible). **Councilwoman Seaman** asked are you paying for them **Cynthia**? Are you paying for them.? **Supervisor Hyde** noted they had the Valentines for Vets party. I didn't see any (inaudible as **Councilwoman Harris** noted I got a (inaudible) from **Perky Granger** stating that you could use the water and dump it down the drain, and you (inaudible as **Susan Shepler** and **Gail Seaman** spoke over her). **Susan Shepler** stated no you can't. You cannot. **Councilwoman Harris** asked **Perky** didn't know what she was talking about then? **Councilwoman Seaman** replied that is correct. Cause she didn't talk to the Department of Health. **Susan Shepler** noted because the Health Department stated that we had to tote the water out from the drains, and you cannot use the toilets. **Councilwoman Harris** noted so you had to take it to the Warrensburg garage to dump it? **Susan Shepler** noted yes, and I have been doing that. **Councilwoman Harris** noted OK so I am going to email **Perky** back and tell her that she didn't know what she was talking about. **Councilwoman Seaman** asked are you ready to vote on this. **Supervisor Hyde** noted I would just like to say.....**Councilwoman Harris** stated I want to know what the full price is. I want to know what the Town price is going to cost us to do this. **Supervisor Hyde** note she doesn't know. I will not support this resolution because there is.....The amount of money that needs to be spent is a great big question mark. It was never budgeted for. Nobody knows for sure where the funds are coming from.....**Councilwoman Seaman** interrupted stating I just told you where the funds are coming from. **Supervisor Hyde** continued because they don't know how much it is going to cost totally.....**Councilwoman Seaman** interrupted again noting we have 11,000 in that line. **Supervisor Hyde** continued so I don't support it. **Councilwoman Harris** note plus there is no final number that you have,

and you already cut the staff. Cut payroll in order because we don't have money, and now you find this much money, but you don't know how much you have to find. **Supervisor Hyde** asked **Susan** would you remember.....Would you please make a note of the fact that **Mrs. Seaman**, just for the record in the minutes, that **Mrs. Seaman** sponsored this resolution and brought it to the Board, and did not give proper public notice on it. Who was this introduced by, **Mrs. Seaman**? The **Town Clerk** replied yes, and seconded by **Doug. Supervisor Hyde** noted when everybody is done talking.....**Councilwoman Seaman** noted could you please for a source of funding add to that resolution.....**Supervisor Hyde** noted you can't.....**Councilwoman Seaman** interrupted noting yes I can. **Supervisor Hyde** continued give a source of funding. **Councilwoman Harris** noted no final cost known. **Supervisor Hyde** noted you don't know how much it is going to cost yet. You can't give a source of funding for an imaginary number. **Councilwoman Seaman** stated yes you can. **Supervisor Hyde** continued that is not how.....You can't do that. You cannot do that. **Councilwoman Seaman** noted the source of funding for Cedarwood proposal of \$2,490.00 comes from expense code 135611 appropriation account, excuse me. That's 13561.1 and that is for \$2,490.00. **Supervisor Hyde** noted and that is coming from the Assessor Clerk salary. **Councilwoman Seaman** interrupted stating that is a vacant and empty position. It is not even on. We don't have one. **Supervisor Hyde** noted I still don't support it because we don't know anything about (inaudible). **Councilwoman Harris** asked OK are we going to put in that resolution that this does not cover the excavation. **Councilwoman Seaman** responded no. Because there is no need to. **Councilwoman Harris** noted they won't do it **Brenda. Councilwoman Seaman** stated the Highway Department will probably do it for us. **Councilwoman Harris** noted **Brenda. Councilwoman Ackley** asked why are you all talking to me. **Councilwoman Harris** noted because you made the comment that we should put a (inaudible). **Councilwoman Ackley** noted I was just saying that there is no price on it other than 2490. Obviously not including the excavation for that. **Councilwoman Harris** replied right so as long as it is not included. **Councilman Needham** noted I do think that will cover (inaudible). The **Town Clerk** started to take the Roll Call vote when **Councilwoman Ackley** asked could you hold on a second. I just want to look at the.....**Supervisor Hyde** noted I spoke to the Engineer, and I said.....Since this all came up, and I said so tell me is there anything wrong with our septic system as it stands with what we use it for day to day? And he said no. **Councilwoman Harris** asked what is the total again 24 what? **Supervisor Hyde** noted we don't take showers. **Councilwoman Seaman** replied \$2,490.00, and actually there is a caveat in here that says excavation could be conducted using in kind services. **Supervisor Hyde** responded but we don't....You didn't look into that. **Councilwoman Seaman** noted in kind services means Highway Department. **Councilwoman Harris** asked where is that. **Councilwoman Seaman** replied (inaudible) two. **Supervisor Hyde** responded that is a proposal. You don't know that you can.....You need to....You should table this....**Councilwoman Seaman** interrupted noting no, no. We need to have this taken care of. **Supervisor Hyde** continued until next month so that.... You should table it. We should table it so that you can get all your ducks in a row first. **Councilwoman Seaman** responded the ducks are in a row **Cynthia. Supervisor Hyde** replied they are not. They are not. **Councilwoman Seaman** interrupted noting obviously they are. **Supervisor Hyde** continued this is not a resolution that should be passed because there are too many question marks. **Councilwoman Seaman** noted no, there is not. Cedarwood gave a pretty good proposal to accept. **Councilwoman Harris** noted but it is not the total cost (inaudible). It is not the total cost. **Councilwoman Seaman** responded **Joan**, it is a proposal from Cedarwood. It does cover excavation, oversight, and perk test. **Councilwoman Harris** noted you could hire them. We can hire them. They think they are going to look at what until the excavation is done. **Councilwoman Seaman** noted well we'll get it....If we need it we will find a source of funding there is

still a lot of money left in that particular line. **Councilwoman Harris** asked so we have to do this two times down the road. **Councilwoman Seaman** responded no, just one if we have to pay somebody. **Councilwoman Harris** noted you are going to do it tonight, and we are going to do it again some other time. **Councilwoman Seaman** noted maybe if we need some other work, but I am guaranteed that the Highway Department.....**Councilwoman Harris** noted oh, so you are guaranteeing? **Councilwoman Seaman** noted Highway Department I'm sure will take care of it. **Councilwoman Harris** noted so let's write down that **Pat** has guaranteed you to do the excavation. **Councilwoman Seaman** responded **Joan** that is not what I said. **Councilwoman Harris** noted you said they could guarantee that. **Councilwoman Seaman** responded you said I can guarantee that. **Councilwoman Seaman** replied the Highway Department I am sure will do it. **Councilwoman Harris** replied you said I can guarantee that. **Councilwoman Seaman** replied **Joan** vote on the resolution. **Councilwoman Ackley** noted I am not OK with taking from the budget line that it is coming from. That is **Tuck's**.....**Councilwoman Seaman** noted no, that is not **Tuck's** salary. **Councilwoman Ackley** noted no but it is his Assessor's, and it is his choice if he wants to split his pay with somebody. **Councilwoman Seaman** noted actually no it isn't. That line is \$11,000.00 for an Assessor Clerk that A doesn't exist, an B we have to go out and seek proposals for a new Assessor because his term ends in September. **Supervisor Hyde** asked why did you budget for it if you had no intention of hiring an Assessor Clerk? **Councilwoman Seaman** responded you didn't allow us to redo anything because you made two extra.....**Supervisor Hyde** noted **Gail**, you were told....We asked you then. Why did you budget for something that you had no intention of filling if it was up to you. **Councilwoman Seaman** responded **Cynthia**, we are not going to go through the budget process again that you didn't do. **Supervisor Hyde** noted you are not allowed to pad a budget for.....**Councilwoman Seaman** interrupted noting we didn't. **Supervisor Hyde** continued you are not allowed to pad the budget. You are not allowed to raise taxes for something because you might need it, and pretend that it is for something else. It is not legal, and it is not proper, and it not fair to these taxpayers. **Councilwoman Seaman** noted well actually **Cynthia** we are going to have to do a couple of budget adjustments on that line. **Supervisor Hyde** continued it is not fair, and it is not how it is done **Gail**. **Councilwoman Seaman** continued because you over spent on a few lines, and you haven't done the budget adjustments. **Supervisor Hyde** noted alright well I guess we can vote on it. A Roll Call Vote was called. The **Clerk** started taking the vote. **Councilwoman Harris** stated wait a minute. **Councilwoman Ackley** asked I was just wondering. You added in there, to the resolution, the budget line that it was coming from? **Councilwoman Seaman** replied that budget line actually.....**Councilwoman Ackley** interrupted stating I am asking did you add that on the resolution? The **Town Clerk** responded she did. **Councilwoman Ackley** asked (inaudible) the minutes? **Councilwoman Seaman** noted I did add it. We don't have too if you don't want too. **Councilwoman Ackley** replied no I don't want too. **Councilwoman Seaman** responded OK, we can take where that is coming from out of that budget line. Out of it then, and it can just set as the resolution stands. **Councilwoman Harris** noted then we are going to pay them 2490.....**Councilwoman Seaman** interrupted noting we will have to decide where it comes from then. **Supervisor Hyde** noted so you are going to .....**Councilwoman Seaman** interrupted noting **Cedarwood** does have a budget line in our accounts. **Supervisor Hyde** noted so now you are going to have nowhere....You are gong to spend money, but you are not going to say where we are getting it from. **Councilwoman Seaman** noted **Cynthia** you spent money, and didn't account for any of it. Right in here. **Supervisor Hyde** responded **Gail**, **Gail** stop saying things like that. It is not true. **Councilwoman Harris** noted prove it. You have books in front of you, you wouldn't look at them. Don't make comments you can't prove. **Councilwoman Seaman** replied oh, I can prove it. Right here. **Councilwoman Harris** noted

well you didn't want to. **Supervisor Hyde** noted **Gail** you can't prove anything. **Councilwoman Seaman** noted the bottom line is.....Where the budget line is (inaudible) out. We are moving on with the resolution as it was presented.

**Motion Carried: Ayes~3 Ackley, Needham, Seaman, Nays~2 Harris, Hyde**

**Supervisor Hyde** noted so we have a resolution to spend money, but we don't know where we are getting it from. **Councilwoman Ackley** noted we did it last year when you paid the bank back. Where did you take that from. We didn't even have.....We didn't put it in there. **Supervisor Hyde** responded yes we did. In the end you voted on the resolution that specifically said where it was coming from. Don't you remember? **Councilwoman Seaman** stated because we did specifically say where it is coming after you (inaudible) money. **Councilwoman Harris** noted **Gail** she is talking to her. **Councilwoman Ackley's** response was inaudible). **Supervisor Hyde** continued when that resolution was passed it took all this money out of funds that it couldn't take it out of. **Councilwoman Seaman** spoke over her noting no it take it (inaudible). **Supervisor Hyde** continued so then when we finally passed it, it was because **you and Joan and I**....I kept bringing resolutions giving you where the funds were coming from, and finally we voted on it. But when we voted on it we knew exactly where we were going to take that money. You can't spend money, and just.....I can't pay Cedarwood. I can't pay Cedarwood. This work cannot be done. **Councilwoman Seaman** interrupted noting yes, it can. **Supervisor Hyde** continued I can't pay Cedarwood. I am sorry. I am the Fiscal Officer and the Treasurer, and this resolution says nothing about how we are going to pay for it. And I won't pay for it because I can't just decide on my own, gee I think I'll take it out of here. It doesn't work that way. So you can pass the resolution, but it will not get done because there is no source of funding. Period. Go ahead and pass the resolution, but it is not going anywhere until you have a source of funding. **Councilwoman Ackley** noted new vacuum for the Town Hall. **Supervisor Hyde** asked what's that? **Councilwoman Ackley** continued new vacuum for the Town Hall that is next on the list. **Supervisor Hyde** noted so we have a resolution that we can't even do. **Councilwoman Harris** noted just pass it on. **Supervisor Hyde** repeated we'll just pass it on. I would like to tell the Town Board right now that I had better talk to the Town Attorney. Is that alright with you guys if I talk to the Town Attorney? The resolution doesn't cite any funding. **Councilwoman Seaman** replied you have Cedarwood under contract. **Supervisor Hyde** replied sorry but you can't do it that way. **Councilwoman Seaman** replied yes you can. Right out of the Cedarwood line. **Supervisor Hyde** noted the reason that this has to be all set....**Councilwoman Harris** interrupted asking what is the number of the Cedarwood line? **Councilwoman Seaman** asked what? **Councilwoman Harris** noted I asked what is the number of the Cedarwood line. **Councilwoman Seaman** replied hang on I will have to find it on the website because we don't ever get copies of stuff the way we are supposed too. **Councilwoman Harris** noted well you got the copies of bills right in front of you look at them. **Councilwoman Seaman** replied no it is not. **Supervisor Hyde** noted I don't know if **Gail** is done. What about rental of the Town Hall? Did you finished on that? **Councilwoman Seaman** asked rental of the Town Hall? **Supervisor Hyde** replied yeah, that is what you asked me. I actually copied and pasted what you sent me. **Councilwoman Seaman** noted well there was a question. That was a question on the fact that if this work isn't done how can you be renting the Town Hall out for people to be using it if A you can't put water down the sink for any DOH purposes, and.....**Supervisor Hyde** noted we haven't had that problem. Nobody rents the Town Hall, and gets food permits. They just have parties. **Councilwoman Seaman** noted so the Department of Health says that we can't use the bathrooms, and we can't use the sinks, but it is good



enough not doing that work for just anybody to rent the Town Hall because you said it is good enough. **Supervisor Hyde** noted they are not serving food. They are just having parties. **Councilwoman Seaman** replied they are serving food for themselves and using the facilities. OK so you do realize that if the stuff isn't done....I guess the kids don't have to have their parties either. **Supervisor Hyde** asked if this was an issue why didn't the Department of Health contact anybody about it. **Councilwoman Seaman** stated the Department of Health did contact you. **Councilwoman Ackley** asked if we could move on. **Supervisor Hyde** noted that she (Councilwoman Seaman) had something else on the agenda (inaudible). OK we won't deal with that if you don't want to. Repair to the Whitespace Network. I have....**Gail** has mentioned many times that she thought maybe it would work out better if we just had **Fred** do as needed work. I think you may recall that she mentioned that several times. And she also mentioned that on our conference call. Do you remember **Joan**? Instead of having him be an Operator, do repairs as needed. So I asked **Fred** if he would consider that, and he said he would. And we have people down on Garnet Lake Road. I think they would like it if we would keep this maintained until they have something better come along. They do pay their bills. And I have a quote....It's not that it is going to cost this much, it is up to this amount. **Councilwoman Seaman** asked where are you going to get it, and how much is it? **Councilwoman Harris** replied oh we don't need an eye on final figures. We'll just pay it when it comes. **Supervisor Hyde** asked **Gail** did you just say where.....**Councilwoman Seaman** replied well I am asking you because you said before you wouldn't do this resolution that we passed. You refused too. So what is good for one is good for both. **Supervisor Hyde** responded I am just asking you if you would consider the quote. We are trying to find out if you would consider this. **Councilwoman Seaman** noted well we need to find out what equipment he fixed so that we....**Supervisor Hyde** noted I didn't write a resolution for this yet. I just want to know if this is something that would interest the Board to do. **Councilwoman Seaman** replied **Cynthia**, I would be interested first to find out what equipment he supposedly fixed last October. Because if any of that equipment is bad it might be under warranty so that we don't have to pay for it. So we need an itemized list of what he did to get the system up and running like it was brand new. That is what I would like. That way we have another understanding of what has happened with the system. Because when I spoke with Carlson they said that if you had lights you had a signal. And if you had three lights you should have had internet. Unless somebody accidentally changed the channel some how, and I don't know how somebody could accidentally change the channel. But then apparently you wouldn't also let me speak to Carlson anymore because you talked to them again. **Councilwoman Harris** asked is that the only place we have a problem, Garnet Lake Road? **Supervisor Hyde** noted yeah, **Diane and John** have lost their internet. **Councilwoman Harris** asked but they are the only ones having a problem with their internet? **Supervisor Hyde** replied yeah. **Councilwoman Harris** noted so the question was.....**Councilwoman Seaman** noted can I see the quote please. \$1,750.00. \$1,750.00. **Councilwoman Harris** asked we don't have a (inaudible). **Supervisor Hyde** replied no we don't. I just wanted to see what the Board would think about this. **Councilwoman Harris** noted so what is.....**Supervisor Hyde** noted what are your feelings on it? Do you want to consider using **Fred** as needed or no? **Councilwoman Seaman** noted I don't mind as long as we get exactly what was done last October. To find out what work was already done. **Supervisor Hyde** noted the more you ask him to do the more it is going to cost. **Councilwoman Seaman** replied no, he should have given us an explanation of what he fixed. It's the town.....**Supervisor Hyde** interrupted noting he didn't fix anything for us last October. He didn't fix anything for the Board last October. **Councilwoman Seaman** noted who owns the system? **Supervisor Hyde** responded he fixed.....He was paid by Albany University. **Councilwoman Seaman** replied who owns the system? Who is responsible? **Supervisor Hyde** noted well if you would

like to ask **Fred** for that you may ask him. **Councilwoman Seaman** continued the Town of Thurman owns the system. We have a right to ask what was fixed in October, and we just need that. Like I said if something was fixed and it is under, you know under warranty, then we don't have to pay for it again. We can get that equipment. We still have to pay for the labor, but not the equipment. That is a reasonable answer. **Councilwoman Harris** noted I think we should table it until we get more answers. **Supervisor Hyde** noted I don't think he fixed anything at Garnet Lake Road. **Councilwoman Seaman** noted besides the fact, do you know that you are already for just this year, already \$1,500.00 in the hole on that account? Because you don't have \$14,400.00 in revenue coming in. **Councilwoman Harris** noted we don't have money to even pay (inaudible). **Supervisor Hyde** noted here we go again. You can't have an appropriation without a revenue, and every Budget that Whitespace has been in....Regardless of what your revenue ends up being because you do not know that. **Councilwoman Seaman** replied that is called fudging the numbers, and you don't fudge the numbers. **Supervisor Hyde** noted that is the only revenue that we don't know much about. **Councilwoman Harris** noted so all you want to know is if we should go ahead, and don't do it. It is yes or no. **Supervisor Hyde** noted I just want to know if the Board would consider using **Fred** as.....**Councilwoman Harris** noted I would consider using **Fred** because he created it, and if these people could be happy, amen. **Councilwoman Ackley** noted what other choice do we have? **Councilwoman Seaman** noted well this is it right now. Well I tried to get **Carlson** to help me, but then they called **Carlson**, and told them not to help me. **Councilwoman Harris** noted we don't want to know what you did. What other choice outside of Town Board do we have? **Supervisor Hyde** noted I will let the Board know that I did not tell **Carlson** not to talk to **Gail**. I did talk to **Carlson**, and **Carlson Wireless** is the company that makes the hardware that was used for Thurman Whitespace at their base in California. There is a guy named Shamus, and what he is he is sort of like tech support, and he does.....He is there to help qualified network techs troubleshoot, and he will do it remotely. He is not really there to.....On rare.....**Councilwoman Seaman** interrupted noting he does it remotely. **Supervisor Hyde** continued Shamus will, but he has to have a qualified person on the other end. On rare occasions....Shamus said that he occasionally will go in the field, and go somewhere to do a repair. But he lives in California, and the price to have Shamus come from California would be \$1,000.00 a day, plus expenses. Expenses being food, airfare, room, rental car anything that he needs while he is here. So obviously we would never be able to afford. **Councilwoman Seaman** noted or we could have him go through our VPN tunnel as I plug into the system, and we could do it for free. **Supervisor Hyde** noted no. He can't. The only way.....**Councilwoman Seaman** interrupted noting he has done it many times before. Before 2017. **Supervisor Hyde** replied the only way he can fix it is if there is a qualified....Help fix it, troubleshoot it. Is if there is a qualified IT network tech on the other end of the remote. **Councilwoman Seaman** noted he comes through the VPN tunnel that I would hook into. You see the Town owns one of those. **Supervisor Hyde** noted OK so the next thing on.....**Councilwoman Seaman** noted just to let you know because you put in that we had \$14,400.00 in revenue which we don't. You have to make a budget adjustment of \$1,695.00 from one of the other budget lines, and that same budget line that I wanted to take the stuff out for the septic is going to have to be used because it is open to make up the default of the \$1,695.00. Otherwise you're cooking the books. You can't take something if you don't have the money there to take it. So you are not going to make a budget adjustment? You are not going to make a budget adjustment to cover this money? That you overspent. **Councilwoman Harris** noted we don't know what it is going to cost yet. **Councilwoman Seaman** noted I am talking about the stuff you already overspent. **Councilwoman Harris** noted I am talking about do we want these people on Garnet Lake Road to have **Fred** fix their (inaudible). **Councilwoman Seaman** replied you don't have money in

this line. **Supervisor Hyde** replied I didn't overspend anything. **Councilwoman Seaman** noted yes you did. You only have in two months.....You have two months that you have \$700.00 in revenue, and you had 2395.87 in expenses. **Supervisor Hyde** replied you can't expect people to pay for their services if it doesn't work. And the only thing that is being spent....The only thing we have spent money on for Whitespace is the \$950.00 for Frontier which we have to pay because of the contract, and the electric bill. **Councilwoman Seaman** noted you have to take it from another budget line in order to make up the difference that it doesn't have. Because you are never going to get \$14,000.00 in a year. **Supervisor Hyde** noted OK so.....**Councilwoman Seaman** interrupted stating you don't understand numbers. Do you? No you really don't. **Supervisor Hyde** continued so the next thing on the agenda is....Well actually **Brenda** brought it up, and I have looked into it too that it is not.....I talked to **Mark Schachner**, he is not charging us for this, because he didn't put it in writing. **Brenda** did some research, and she told us what she found. And I found the same thing. I asked **Mark Schachner** if it was a conflict of interest for the **Assessor Clerk** to also be the **Deputy Town Clerk**, and he said no. And he said should you want it in writing let him know, but that would cost money. He was comfortable with me telling the Board that it was not a conflict of interest. So I didn't end up having time to look online for different vacuums, but I want to let the Board know that I'll come to the next meeting with a couple of quotes for new vacuums because our vacuum is shot. It just doesn't even work anymore. So I would like to....**Councilwoman Ackley** asked, what do you vacuum because this is all hardwood floor? **Supervisor Hyde** responded they vacuum. They do vacuum. **Councilwoman Ackley** asked vacuum on hardwood floors? **Supervisor Hyde** noted I suggested one of the canister types that has the floor attachment. **Councilwoman Harris** asked is it a Shark? **Supervisor Hyde** replied I don't know yet. I haven't looked into them. We have always had a vacuum, and have carpet upstairs. We have those (area rugs). And I use.....I sweep, then I vacuum my floor because you don't get it all up sweeping, especially the sand. So anyway I'll look into that, and I'll bring you some quotes. And then the next thing is we are going to need a new time clock for the Town Hall. **Councilwoman Seaman** asked what happened to it? **Supervisor Hyde** noted we ended up giving ours to the Highway Department, and so I would like to.....**Councilwoman Seaman** asked theirs broke so you gave them ours? **Supervisor Hyde** noted we ended up giving that to them because they have so many more people punching in. We bought a clock, and then we are going to return it because you have to keep.....First of all a whole bunch of us tried to get this stupid thing going we couldn't. Then you have to like.....The **Town Clerk** noted every month that is not 30 days you have to reset it, or some weird thing. **Supervisor Hyde** noted the problem is most of them are over the amount of the procurement policy. So we can't just buy it. So.....**Councilwoman Seaman** noted just buy one that you punch. They are a couple hundred dollars. **Supervisor Hyde** noted most of them are like 250. We tried to find. When you looked up Staples did you see some that were....The **Town Clerk** noted they did have some under that price at Staples. **Supervisor Hyde** noted so what I will need to do is go to Staples? Staples, yeah, with the Town Credit card, as long as it is under 250. Is that OK with the Board? So I will go buy one that is under 250, OK? The next thing is electronics at the Landfill. I would ask the Board to kind of think about this over the next month. Maybe take a drive up to the Landfill, talk to **Ed**. We are thinking....He is thinking, and I kind of agree with him that we might have to think about some fees with electronics. **Councilwoman Harris** asked fees? **Supervisor Hyde** noted fees. I just wanted to bring this up. Maybe we all take a day, and just take a ride up there on either a Wednesday from 11-2 or on the weekend from 8-3. And talk with **Ed**, and get his ideas on it then we can talk about it next month. I think we are going to have to come up with some type of plan. The other thing is.....**Councilwoman Harris** interrupted noting I was going to say while you were at the Landfill there is something that I need to tell you. **Supervisor**

**Hyde** replied well this is the paper recycling also. The paper....Our paper always went to Perkins, and it was all mixed. Like you could put.....People were putting in.....And I did it too. We all did. Like maybe a toothpaste box or paper towel roll. It was all mixed up, and Perkins they won't take it like that anymore. So **Todd** from the **Department of Public Works** came here, and to the Landfill, and he was looking into some bins because we're going to have to start separating.....We are going to have to have a bin for newspapers and magazines. And then we are going to have to have a bin for cardboard. So all that other stuff that we were recycling we won't be able to recycle anymore. This whole thing with recycling and China and everything.....And it is becoming a bit of a problem with recyclables. So we're not.....We kind of have to wait until **Todd** see what.....He is going to see what bins we have..... He has that we can use. So we are going to have to do a little bit of changing around up there. And he suggested, and we might have to look into this, not using a bin for the electronics. But possibly building, like a little shed for the electronics. But he told me don't do anything yet until he can come back, and talk to me more. So I will find out what he suggests, and what he has come up with as far as bins, then I will bring that up to the Board. But I just wanted to let you know. One thing we do have to.....As soon as they have the bins set up I have to check on that. We have to start getting the word out that we can only.....That we are going to have to separate our newspaper and our cardboard. And if we wanted to, if we wanted to keep our magazines separate from our newspaper we would get more money for it so I'll have more on that at the next meeting. **Councilwoman Seaman** noted anything that is shiny as far as on the paper can't go with newspaper. **Supervisor Hyde** responded yeah. I don't know why. They took it all those years. **Councilwoman Seaman** agreed yes they did. **Supervisor Hyde** continued I don't know what changed. See **Todd** told me that you could still put some of those things like a toilet paper roll in, but.....**Councilwoman Seaman** made an inaudible response. **Supervisor Hyde** continued that is what I thought. Then I called Perkins directly, and they told me that we can only put just cardboard. The **Town Clerk** noted corrugated cardboard. **Supervisor Hyde** agreed yeah. **Councilwoman Seaman** noted OK that is what they want. **Supervisor Hyde** noted the bins that we have now, anything that is full now. We are just going to have to pay for it with trash. So that is another reason I want to get this out there to the public because we don't have to pay.....If we have stuff in there that they won't take, they won't take it. **Councilwoman Seaman** noted why don't they send you something online so that you can.....**Supervisor Hyde** noted yeah, I'll get that. **Councilwoman Seaman** continued you know post it, and give it out up at the Landfill. **Councilwoman Harris** noted this (inaudible) the Landfill also. **Ed** asked me too about the base radio to be updated. I don't know how they update it or what would be required. He said his base radio needs to be updated it is not working properly all the time. So if anybody knows anything about that. **Councilman Needham** noted that would be.....**Supervisor Hyde** asked his radio isn't working? **Councilwoman Harris** responded his base radio. **Councilman Needham** noted the base down here too would be the same company that they.....**Supervisor Hyde** noted we can.....**Councilman Needham** noted the short wave, two way radios. **Adirondack Two Way** takes care of that. **Councilwoman Harris** asked Adirondack who? **Councilman Needham** noted **Adirondack Two Way Radio** I believe. You will have to ask **Pat**. Whatever the same system that **Pat** is on. **Supervisor Hyde** noted **Gail**, we have somebody that does that. **Councilman Needham** agreed noting they tune them up, whatever they need. **Supervisor Hyde** remarked let me write that down that we have to call on the radio. I would like to read something out of....This is the Town Topics. Somebody pointed it out to me. The reason that I wanted to read it was that I thought that is was kind of.... It is an article for....A quote by **Brian LaFlure**, and I just wanted to bring this up to the Board because I think that it would be a good thing for the town, and for emergency, fire and ambulance to support what **Albany University** is doing, and I want to read you Brian's words. So

it says....The title of this is Can You Hear Us Now? Adirondack officials call on the state to help expand cell phone coverage. The words still ring in Brian LaFlure's ears. That is just trees. In quotes. LaFlure the long time director of Emergency Services for Warren County was attending an informational session on the highly touted **First Net System**. A high speed nation wide wireless broadband network with the exclusive use of first responders, and other safety personal. Looking at the First Net coverage map for New York State he saw a gapping hole in Warren County, and the rest of the Adirondack region. Because of poor or nonexistent cell phone coverage the system would be of little or any use in the Adirondacks. Brian pointed out that this lack of coverage over such a vast geographic area, and was shocked at the uninformed response from the First Net representative. That is just trees. Apparently they think we are just a bunch of trees up here. It is not just trees LaFlure says now still frustrated by the exchange. People live and work in the Adirondacks. People vacation here. And all of those people rely on Emergency Services to protect their families, and help them when they need it. It is imperative that something be done, sooner rather than later, to improve our cell phone coverage. So I just wanted to throw that out there as another....To just in the hopes that others will support Albany University, and help them out with their research because it could be.....It could help us. Help other towns like us all across the country eventually.

**PRIVILEGE OF THE FLOOR:** Privilege of the floor was granted, and the following people spoke Mary Eddy, Debbie McIlrath, Sally Wallace, Kathy Templeton, Mary Eddy and Joyce Eddy. Privilege of the floor closed at 8:27pm.

**RESOLUTIONS:**

**Resolution # 28**

On a motion introduced by **Councilwoman Ackley** and seconded by **Councilwoman Seaman**

**Discussion: Supervisor Hyde** noted we passed the money for her to stay in a hotel, but I didn't see that behind it was the registration fee. So this is the registration fee.

**RESOLUTION TO APPROVE TRAINING**

The town board of the Town of Thurman approves the registration fee of \$100.00 for tax collector training for Jamiee Ross at the Annual seminar of the New York State Association of Tax Collectors and Receivers in Lake Placid on June 9-12, 2019.

**Motion Carried: Ayes~5 Ackley, Harris, Needham, Seaman, Hyde, Nays~0**

**Resolution # 29**

**RESOLUTION TO APPROVE SNOWMOBILE MAINTENANCE AGREEMENT**

The town board of the town of Thurman approves the agreement between Warren County and the Town of Thurman to encourage the continuation of the development, maintenance and promotion of snowmobile trails and authorizes the supervisor to sign the necessary documents.

**Discussion: Supervisor Hyde** read the resolution and asked for a motion to bring it to the floor. **Councilwoman Seaman** made the motion and **Councilman Needham** seconded it. A resident asked is

that conflict of interest. **Councilwoman Ackley** noted she was going to ask that. I'll second. **Supervisor Hyde** noted you probably should abstain. **Councilman Needham** agreed he should abstain. **Supervisor Hyde** asked who wants to second it. It was noted that **Councilwoman Ackley** had seconded it. **Supervisor Hyde** again read the resolution and called for a vote. The **Town Clerk** asked **Doug** are you abstaining from this one. **Councilman Needham** responded yes. **Councilwoman Harris** noted no wait a minute I have something to say about it. Is there any talk she asked. **Supervisor Hyde** noted yeah I am sorry. **Councilwoman Harris** continued it says here only to encourage them to do it. That is all we are supposed to be doing. We don't have any say of the snowmobile club, and what they do. They get (inaudible) money so it should be they do what they are supposed to be doing themselves. We can encourage them, but why does the Town Board have to encourage them. **Councilwoman Seaman** noted it is a contract between county. **Supervisor Hyde** noted I have to sign the contract, and I can't sign it unless the Town Board gives me permission. **Councilwoman Seaman** noted it is just a pass through. **Councilwoman Harris** noted so the contract only says to encourage it. Excuse me **Gail**, so the contract says to encourage. **Supervisor Hyde** noted it is right here. **Councilwoman Harris** noted what you got in the resolution is to encourage. **Supervisor Hyde** noted I just copied it from what they said. **Councilwoman Harris** responded if that is all you have to do is encourage, then I say go for it. I don't know why we have to have a resolution. **Supervisor Hyde** noted it says the town hereby agrees to sponsor and or cause and encourage a continuation of development maintenance and promotion. **Councilwoman Harris** noted OK cause. **Supervisor Hyde** noted and I have to sign it. As we all know I cannot take any action (inaudible). **Councilwoman Harris** stated I know that. I just wanted to make sure. **Supervisor Hyde** noted we need to have something so I can sign it. I just can't sign things. **Councilwoman Harris** noted alright so the resolution is that you can sign that contract with the.....Who is the contract with? The Thurman Snowmobile Club or the County. **Supervisor Hyde** responded it is between the town and the county to take that money, and give it to the snowmobile club. **Councilwoman Harris** noted between the town and the county. **Supervisor Hyde** asked any other questions. All those in favor. **Councilwoman Harris** noted all you have to do is encourage them. The Supervisor called the vote.

**Motion Carried: Ayes~4 Ackley, Harris, Seaman, Hyde, Nays~0, Abstain~1 Needham**

**Discussion: Supervisor Hyde** noted hey they finally....Did you have a good year finally? **Councilman Needham** responded finally, yes. **Supervisor Hyde** noted (inaudible) got snow. It must have been a great year for them.

#### **Resolution # 30**

On a motion introduced by **Councilwoman Harris** and seconded by **Councilwoman Ackley**

#### **RESOLUTION TO APPROVE CEDARWOOD CONTRACT**

The town board of the Town of Thurman approves entering into a one year (2019) contract with Cedarwood Engineering Services, PLLC and authorizes the supervisor to sign the necessary documents.

**Motion Carried: Ayes~5 Ackley, Harris, Needham, Seaman, Hyde, Nays~0**

#### **Resolution # 31**

**RESOLUTION TO REAPPOINT ASSESSOR CLERK**

Whereas the town board budgeted \$11,000.00 for an assessor clerk in the 2019 budget and

Whereas the position is vacant and an assessor clerk is desperately needed in the assessor's office and

Whereas Susan Baker, former assessor clerk is well qualified for the job having been an actual NYS certified Assessor for 15 years in the town of Thurman beginning in 2003 and assessor clerk for the Town of Thurman in 2017 and

Whereas Susan Baker scored in the top three in the assessor clerk civil service test and is one the three persons on the eligible list and

Whereas the assessor clerk position is subject to civil service and the town has to by law offer the assessor clerk position to those people on the eligible list for assessor clerk and may only offer it someone else if all three turn the position down now be it

Resolved that the town board of the Town of Thurman reappoints Susan Baker to the assessor clerk position.

**Discussion: Supervisor Hyde** asked if there was any discussion. **Councilwoman Seaman** noted yes. OK first of all the needed stuff has already been turned in. As far as to the state. **Supervisor Hyde** asked the assessment role? **Councilwoman Seaman** noted the assessment roll goes in in June, and it has all been, been.....Any of the.....**Supervisor Hyde** noted not done. **Councilwoman Seaman** replied well **Tuck** can manage to do that. He did last year. Everybody else as far as they've been helping has. In all honesty **Cynthia** you've got overages in.....You have already over spent in the State Retirement. You've budgeted 10,000 you already spent about 12,849. You are over 2,000.....**Supervisor Hyde** interrupted noting **Gail** I don't spend money that is not approved. Don't tell me I over spend anything. I don't spend the town money without Board approval. **Councilwoman Seaman** continued noting **Cynthia** the check was written for \$12,849.00. There is only 10,000 in that line. Where are you going to take the money from to make up that \$2,849.00? You've got that, that you need. You have other issues like I said. You have the Whitespace issues that is some 16 hundred and some eighty five dollars and something. \$1,695.87 short. You have to budget that from some line. Your revenue it does not reflect what you said it was going to be for revenue. **Supervisor Hyde** asked so in other words you are telling me you don't want to have an assessor clerk, but you are more than happy to evaluate a septic system and get somebody to come and do that work. Spend that money. It is more important.....**Councilwoman Harris** interrupted noting can I ask a question? **Gail** what are the first three items that are most important in the assessor office job that they have to do. First three. **Councilwoman Seaman** replied **Joan** that doesn't matter. **Councilwoman Harris** replied it does. Because if you don't know what they have to do how can you say much (inaudible). **Councilwoman Seaman** asked how did **Tuck** do it last year? Because **Susan** wasn't there. **Councilwoman Harris** noted you are making a decision on what your knowledge is. **Councilwoman Seaman** noted no. **Councilwoman Harris** continued so tell me what the first three important jobs are. You don't know do you? So you are not going to pay anybody because you don't know what they do in there day to day. **Councilwoman Seaman** noted **Joan** I just asking you.....**Councilwoman Harris** noted they are busy in there, and they are catching up on a lot of stuff that they need to catch up on that has been falling behind. **Councilwoman Seaman** noted this has nothing to do.....**Councilwoman Harris** interrupted noting they have been calling and contacting senior citizens to

make sure that they get the March 1<sup>st</sup> thing, and then after they do it they are trying to get it all in. **Councilwoman Seaman** replied it's all in. It's all done. **Councilwoman Harris** noted there are jobs in there that you don't know what they are doing, and you should not decide that they are not worth it. **Supervisor Hyde** noted I would like to add that in 2017 when **Sue Baker** was the Assessor Clerk and **Tuck** was able to get out in the field he was able to increase our assessed value over 3,000,000. In 2018 it was only.....Because he was tied to the office he was only allowed.....Or he was only able to increase our assessed value by 600,000. The amount of revenue that we get from sales tax, our share of the sales tax, is contingent upon what our total assessed value of the town. So by cutting the recourses out of that office you are in effect shooting the taxpayers in the foot because you are going to have to raise more taxes. Because if you can't increase your town wide value you are not going to increase the amount of sale tax you get, and that is a huge revenue for us. **Councilwoman Seaman** noted **Cynthia** I have a question please. **Councilwoman Harris** was also responding. **Councilwoman Seaman** continued I want to know.....Alright in 2017 they increased the value \$3,000,000.00 because **Tuck** was out, and **Susan Baker** was in the office. In 2016 **Tuck** was out in the field and **Susan Baker** was in the office. What happened then? Why wasn't it increased 3,000,000 at that point? **Supervisor Hyde** noted well tell me what.....**Councilwoman Seaman** interrupted noting because they had the same people. They had the same people in the office. So where did they miss that \$3,000,000.00 in 2016? **Supervisor Hyde** noted so tell us what the assessed value was that year. **Councilwoman Seaman** noted I am asking you. **Supervisor Hyde** replied I don't have it in front of me. **Councilman Needham** remarked did somebody put in a building development that we don't know about. **Councilwoman Seaman** noted this is it. Where did they.....**Supervisor Hyde** interrupted noting here is another thing if the assessor can't.....**Councilwoman Seaman** interrupted noting you didn't answer the question. **Supervisor Hyde** continued get out in the field. Then all....Any of us that have.....If we don't have any new buildings, and everything that we have is on the assessment roll.....So we have our assessment and we are not building anything new. Anybody.....If the assessor can't get out.....**Councilwoman Harris** noted excuse me **Gail** as **Councilwoman Seaman** spoke over the **Supervisor** noting it doesn't have anything to do with it. He was out. **Supervisor Hyde** continued if the assessor can't get out, and the assessor can't get these.....You know like a new garage, or a new addition or a new house. If he can't get that on the roll then the people that are paying....That are assessed for everything that they have they are shouldering more of the burden. And then you have people whose pieces of their property is not assessed are not paying their fair share. So it is not fair. It is not fair. **Councilwoman Seaman** responded **Cynthia** what building permits go from the county to the.....**Councilwoman Harris** noted a lot of people don't apply for building permits in the Town of Thurman. And I was told by a certain person that we want to just get rid of **Tuck** so let's.....**Councilwoman Seaman** interrupted noting why would we do that? **Councilwoman Harris** replied I don't know why he would say that to me. **Councilwoman Seaman** continued his term is up in September. On September 30<sup>th</sup> of this year. **Councilwoman Harris** replied not if you put him back in it isn't. **Councilwoman Seaman** replied we do have to go out for to seek proposals. **Supervisor Hyde** stated we are not talking about proposals we are talking about the clerk. **Councilwoman Harris** noted OK I'm just saying the reason (inaudible) clerk. The reason is that he needs to get out there, and you don't want him out there. **Councilwoman Seaman** responded no the term is up at the end of September. **Councilwoman Harris** repeated you don't want him out there. That is how he finds.....**Councilwoman Seaman** noted I am just saying that the assessor positions is up at the end of September. The assessor's clerk position then would be up at the end of September. **Councilwoman Harris and Supervisor Hyde** replied no it wouldn't. **Councilwoman Seaman** noted of course it would.



Because if the new assessor, if they come in, if it is a new one....**Councilwoman Harris** asked who are they going to get? **Councilwoman Seaman** continued the Board will have to decide that if they get proposals. **Supervisor Hyde** asked why did you budget for this if you had no intention of filling it **Gail?** That is not fair to the tax..... You do not tax people and say we will put this in the budget, but we are not going to use it. **Councilwoman Seaman** replied **Cynthia** you are over budget. **Supervisor Hyde** continued if you were going to have an assessor clerk, and the whole rest of the Board wasn't it should not have been in the Budget. It should have been zero. You raised taxes (inaudible). **Councilwoman Harris** noted we are going around the same tree. We are going around the same tree. **Supervisor Hyde** called for the vote. The **Town Clerk** asked each Board Member to confirm their vote.

**Motion Carried: Ayes~3 Ackley, Harris, Hyde, Nays~2 Needham, Seaman**

**Discussion: Councilwoman Seaman's** starting response was inaudible. She continued I will let you know though that you have to find the money to cover those shortfalls if you haven't covered them. A resident noted there is 10,000 in Contingency. **Councilwoman Seaman** responded no, that is not for that. It needs to be covered. **Supervisor Hyde** noted the next resolution is to pay the claims. The **Town Clerk** asked who introduced the resolution. **Supervisor Hyde** asked who was going to introduce it. **Councilwoman Seaman** noted oh you forgot. On that Assessor Clerk position, by.....**Councilwoman Harris** noted that is over with. That is over. That is over with. **Councilwoman Seaman** continued speaking over the **Supervisor** noting oh no, no, no. By civil service law you have to give it, offer it to the first person on that list. She is not. **Councilwoman Harris** spoke over her making a motion to put the resolution on the floor. **Supervisor Hyde** seconded the motion then continued to note the total of the claims. **Councilwoman Seaman** continued noting she is not. I'm just telling you, you have to give it to the first person. That is civil service law. **Supervisor Hyde** noted I just wanted to explain why that is so high. We paid the **Thurman Association**.....**The Thurman Association** gets ....Well we have a contract this year. They get all of it. So we gave them half of the 30,000 then we gave them.....We get 15,000 and we got that already from the county. And then in October we get 30,000. So we said we could afford right now....We know we are kind of fronting the money to them. **Councilwoman Seaman** noted we front them the money. **Supervisor Hyde** continued but we already got the 15,000. We gave them \$14,643.00 out of that 15,000 that was normally used for the bands. The reason it is not a total 15 is we paid the ASCAP. The music license. So we deducted that and so we gave them \$14,643.00, and we gave them the 15, and we will give them the other 15. So that's.....**Councilwoman Harris** asked this is to the TCA. **Supervisor Hyde** noted yes, to the TSA. So we got that. **Councilwoman Seaman** noted wait a minute. We don't have that on the floor yet. I am going to make a proposal that we have to abide by a.....I would like to make a motion that we abide by the State law that says that the.....On the.....Civil service law sites that you have to.....The **Town Clerk** stated **Gail** we have a motion on the floor already. **Councilwoman Seaman** replied nobody said anything about a motion. The **Town Clerk** replied yes we did. We have a motion to pay the claims. We are doing a motion to pay the claims. **Councilwoman Seaman** noted I will make my motion after. **Supervisor Hyde** noted any of those people are eligible. The lady on the bottom works for Queensbury. **Councilwoman Seaman** noted you have to offer it to the first person on the list. **Supervisor Hyde** noted we are on a separate resolution. She then read the totals of the claims. After she read the Enterprise fund total **Councilwoman Seaman** noted no it isn't. **Supervisor Hyde** replied that is what it says. **Councilwoman Seaman** replied I understand that is what it says, but you have a whole bunch more money that you paid all the electric. **Supervisor Hyde** replied that is on the pre-paid. **Councilwoman Seaman** noted Frontier. **Supervisor Hyde** noted that is on the paid ones.

**Councilwoman Seaman** noted you have to put them on that line too. Alright so you've got the pre-paid numbers up there. **Councilwoman Harris** replied yeah, she just gave to (inaudible). **Supervisor Hyde** noted I just gave it to you. **Councilwoman Seaman** asked you got it added on to the resolution? **Councilwoman Harris** noted that is what we are trying to do. **Supervisor Hyde** noted **Brenda** asked me to so I put it there. **Councilwoman Seaman** noted I've been asked you for 14 months, and you wouldn't. **Supervisor Hyde** asked if there were any question. She then called the vote.

#### **Resolution # 32**

On a motion introduced by **Councilwoman Harris** and seconded by **Supervisor Hyde**

#### **RESOLUTION TO PAY CLAIMS**

**General Fund \$33,552.88**

**Enterprise Fund \$50.00**

**Highway Fund \$ 41,219.90**

**Motion Carried: Ayes~5 Ackley, Harris, Needham, Seaman, Hyde, Nays~0**

**Discussion:** **Councilwoman Seaman** noted now I would like to put a motion on the floor to make sure that the civil service position is offered to the first person on the list. **Supervisor Hyde** replied that is not how it works. That is not the way it works. We already passed that one. **Councilwoman Seaman** replied you have to offer it to the first person on the list according to civil service law. Do I have a second. **Supervisor Hyde** asked for a motion to get approval for a Highway credit card. **Councilman Needham** noted he would second it. **Councilwoman Seaman** noted **Cynthia** we already have a motion on the floor. **Supervisor Hyde** continued speaking seconding the motion. **Councilwoman Seaman** noted we have a motion on the floor and a second. **Supervisor Hyde** noted resolution to approve highway credit card. We already did that resolution we are not doing it again to **Councilwoman Seaman**. **Councilwoman Seaman** no I made another motion. And the Supervisor is only one of five of the Board Members. It is not necessary to have her approval in order to bring up a resolution. **Supervisor Hyde** repeated resolution to approve highway credit card. **Gail**, stop it. **Councilwoman Seaman** noted there is a motion on the floor, and a second as **Supervisor Hyde** read the resolution for the Highway credit card.

#### **Resolution # 33**

On a motion introduced by **Councilwoman Harris** and seconded by **Supervisor Hyde**

#### **RESOLUTION TO APPROVE HIGHWAY CREDIT CARD**

The town board of the Town of Thurman approves a credit card from the Glens Falls National Bank for the Thurman Highway Department. Authorized users will be Highway Superintendent Pat Wood and Deputy Highway Superintendent Billy Arnold. The credit limit will be \$2500. The town board authorizes the supervisor to secure this credit card and to sign the necessary documents.

**Discussion: Supervisor Hyde** noted that **Pat** came to me, and apparent.....I think we all know the push to go paperless. I am assuming that has a lot to do with it. And they are having trouble with some of their vendors. They need to do this. So he asked me to bring this to the Board. **Councilwoman Seaman** noted you have a motion that you have to take care of first. **Supervisor Hyde** do I have any questions. All those in favor she asked. The **Town Clerk** verified the vote. **Councilwoman Seaman** noted I am going to abstain because you have a motion on the floor, and you have gone outside of New York State law proper procedure. There is a motion on the floor. **Councilwoman Harris** replied call the cops (inaudible).

**Motion Carried: Ayes~4 Ackley, Harris, Needham, Hyde, Nays~0, Abstain~1 Seaman**

**Discussion: Supervisor Hyde** noted alright the next one **Pat** has.....**Councilwoman Seaman** interrupted noting there is a motion on the floor and a second **Cynthia**. **Supervisor Hyde** continued a motion to get this resolution to sell. **Councilwoman Ackley** made the motion and **Councilwoman Harris** seconded. **Councilwoman Seaman** continued Ok **Cynthia** is not following New York State Civil Service law, and I will report that to New York State Civil Service in Warren County.

#### **Resolution #34**

#### **RESOLUTION TO SELL VEHICLES**

The Town of Thurman will sell at public bid the following vehicles

1. A Chevy 1 ton truck with electric dump body. Runs good but has some rust and a bad transmission.
2. A 1986 Chevy Pickup with an automatic transmission and 6.2 diesel engine. Runs but needs glow plugs and frame is rusted out in spots and would need repair.

Sealed Bids are due by 6:45 pm April 10, 2019. Bids will be opened at 7pm April 10, 2019.

The Town Board directs the Town Clerk to post a bid in the legal section of the PostStar.

**Discussion: Supervisor Hyde** noted I need to add that the **Town Clerk** would post this.....A legal ad for this. She noted the following to be added to the resolution: The Town Board directs the Town Clerk to post a bid in the legal section of the PostStar. Any questions?

**Motion Carried: Ayes~5 Ackley, Harris, Needham, Seaman, Hyde, Nays~0**

**Discussion: Councilwoman Seaman** noted we had a motion on the floor. Are you ready to take up the motion? **Cynthia** are you ready to take up the motion. **Supervisor Hyde** noted alright the next one is a resolution.....Do I have a motion to approve the purchase of hopper spreader. **Councilwoman Harris** replied I so move. **Supervisor Hyde** asked second? **Councilwoman Ackley** seconded the motion.

#### **Resolution # 35**

On a motion introduced by **Councilwoman Harris** and seconded by **Councilwoman Ackley**

#### **RESOLUTION TO APPROVE PRUCHASE OF HOPPER SPREADER**

**The town board of the Town of Thurman approves the purchase of a hopper spreader for the 2018 White Ford F350 truck (VIN#1FDRF3H60JEC70071) in the amount of \$5,570.00 and authorizes the supervisor to sign the letter of interest.**

**Discussion:** **Supervisor Hyde** noted he had got the quote here, and all this information if anybody would like to look at that. **Councilwoman Harris** noted I already looked at it. **Councilwoman Seaman** noted (inaudible) look at anything else. **Supervisor Hyde** asked all those in favor. Is everybody an Aye? The **Town Clerk** replied no **Gail** hasn't voted. **Councilwoman Seaman** stated I am not voting because there is a motion on the floor that you are ignoring. **Councilwoman Harris** noted she is a nay. **Councilwoman Seaman** replied no that is not what I said so you can't put down anything. It was a no vote.

**Motion Carried: Ayes~4 Ackley, Harris, Needham, Hyde, Nays~0, Abstain~1 Seaman**

**Discussion:** **Councilwoman Harris** noted I make a motion to adjourn. **Councilwoman Seaman** replied no I make a motion that we go out to bid for an Assessor position. It has to be posted that we are looking for proposals and letters of interest. **Supervisor Hyde** noted it is way too early. **Councilwoman Seaman** replied no South Glens Falls has already posted theirs. We need all qualified Assessors to send in their letters of interest with proposals for salary requirements to the Thurman Town Board. I would like to make that motion. **Councilman Needham** made an inaudible remark. **Supervisor Hyde** noted I would like to make a motion to adjourn. **Councilwoman Harris** noted she had made that motion. **Councilwoman Seaman** noted that motion was seconded **Cynthia**. **Supervisor Hyde** asked what motion? **Councilwoman Seaman** replied to go out....To seek letter of interest for Assessor for the Town of Thurman with proposal for salary requirements. **Councilwoman Harris** asked for Assessor? Assessor? Assessor? **Supervisor Hyde** asked why are we going out we have an Assessor. **Councilwoman Seaman** replied his appointment is up on August 30<sup>th</sup>. **Supervisor Hyde** replied we have an Assessor. I think it would be nice to offer it to our current Assessor first. **Councilwoman Seaman** replied he can apply. He can apply. He has to apply like everybody else. I'd like to make that motion, and it was seconded. **Supervisor Hyde** stated that was not on the agenda. **Councilwoman Seaman** replied it doesn't have to be. **Supervisor Hyde** repeated that wasn't on the agenda. That was not posted. That is not an emergency resolution. **Councilwoman Seaman** replied it doesn't have to be. **Supervisor Hyde** responded it is not....It doesn't happen until September. It is another example of not following procedure. That was not brought up. You shared that with none of us. **Councilwoman Harris** stated out of order. I make a motion we adjourn. **Supervisor Hyde** stated I seconded it. **Councilwoman Harris** asked anybody else. **Supervisor Hyde** asked all those in favor? **Councilwoman Seaman** continued noting the motion is on the floor, and we need a vote for going out and seeking letters of proposals and interest and proposals for the.....We need letters of interest. **Councilwoman Harris** noted call the vote. Call the vote. **Councilwoman Seaman** asked are we calling a vote on the Assessor. You've got to call a vote on the Assessor. Going out for proposals. **Supervisor Hyde** asked so there is a motion and a second? **Councilwoman Seaman** replied yup, there is. **Councilwoman Harris** asked now this is for Assessors? **Councilwoman Seaman** replied this is for Sole Assessor. The **Town Clerk** noted alright....State your, state your resolution please. **Councilwoman Seaman** replied the resolution, The Town of Thurman seeks letters of interest for the position of Sole Assessor. **Councilwoman Harris** interrupted noting she started out on the other one then she cut to the Assessor. She (inaudible) so fast I can't keep up with her. **Councilwoman Seaman** continued seeks letters of interest. Are you going to listen or are you going to or are you going to make of a joke of everything? **Councilwoman Harris** noted I don't need to listen I know what you want. **Councilwoman Seaman** noted great well the person over

there that is writing has a hard time hearing us. **Councilwoman Harris** interrupted noting she can hear it. She is good. The **Town Clerk** noted The Town of Thurman seeks letters of interest for Sole Assessor. **Councilwoman Seaman** continued for Sole Assessor from qualified individuals. **Councilwoman Harris** remarked oh my god you want qualified ones. **Councilwoman Seaman** continued the salary proposals and requirements for the position of Sole Assessor. The **Town Clerk** clarified the resolution. **Supervisor Hyde** noted **Gail**, we only have a certain amount of money in the Budget. **Councilwoman Seaman** replied my dear, we are budgeting for next year not this year. **Supervisor Hyde** responded no, because the appointment....We have to appoint an Assessor in September. **Councilwoman Seaman** responded right. **Supervisor Hyde** continued so we can't pay them anything but what is left in the.....**Councilwoman Seaman** interrupted asking what does the resolution state **Cynthia**? I am seeking letters of interest and proposals. It isn't written in stone, and we don't have to accept any of them. But I'd like a decent size legal ad please. Not a 1 by 1. The **Town Clerk** stated I don't make the size of the ad. I put in what you ask for. It goes in to the PostStar. They determine the size of the ad, and.....**Councilwoman Seaman** interrupted noting make sure it is a legal ad because it is seeking letters of interest. The **Town Clerk** continued it goes to the legal ads. Legal ads are different from a help wanted ad. **Councilwoman Seaman** interrupted stating yes. And so we get the fact that we need proposals. Please submit them to the Town Clerks Office at the Town of Thurman. And we should how long should we accept them for because we have to make a decision probably by August. **Councilwoman Harris** noted ask me that question. Why (inaudible). **Councilwoman Seaman** noted we probably should have it listed that we would have it three months to give them..... We are going to have to run this ad at least.....**Councilwoman Harris** asked a big ad, three months. **Councilwoman Seaman** responded no not for three months. Just a couple of times during that period of time. **Councilwoman Harris** replied oh just a couple of times. **Councilman Needham** noted run it once a month for three months. **Councilwoman Seaman** noted that sounds good. **Supervisor Hyde** noted I don't think....You are talking about....This is a legal ad. Yeah remarked both **Councilwoman Seaman** and **Councilman Needham**. **Supervisor Hyde** noted you want it to be a legal ad and you want to run it like a help wanted ad? The **Town Clerk** noted you can't do that. **Councilwoman Seaman** responded **Cynthia** we are requesting letters of interest, and proposals for a qualified Assessor. If it needs to go in some other way other than a 1 and a half by 2 figure it out. **Supervisor Hyde** noted that is a real nice way of thanking the Assessor that has worked for us for how many years? **Councilwoman Seaman** remarked I didn't say he couldn't put in for it. **Councilwoman Harris** noted don't get into that. **Councilwoman Seaman** continued noting but the Town Board has the responsibility to seek (inaudible). **Councilwoman Harris** noted she's got someone in mind. She wants to hire. Let's listen to her. **Supervisor Hyde** noted well yeah, I do know that the typical way it is done....**Councilwoman Seaman** noted yup, I don't even know the person in any other town. Alright so are we going to call a vote for this? The **Town Clerk** replied take a vote. **Councilwoman Seaman** noted and we want the letters to go to the town clerk. And we would like them to remain sealed until they come to the Board for review. The **Town Clerk** noted so alright let's see now. Send proposals to the Town Clerk, Sealed bids accepted by.....**Councilwoman Seaman** remarked they are not bids they are proposals. The **Town Clerk** continued sealed proposals. **Councilwoman Seaman** stated she is making a joke of this. The **Town Clerk** stated no I am not making a joke. I am trying to get your words right for the ad. **Councilwoman Seaman** replied the ad doesn't have anything to do with that. I was just asking you the bids should be sealed when they come to the Town Board. The **Town Clerk** responded I am putting in what you are asking, and I will do as you ask, but you have to tell me what you want. I can't second guess you. **Councilwoman Seaman** replied I didn't say you had to. I just said to do....To go out for letters

of proposal. **Supervisor Hyde** noted I did not support this legal ad. The **Town Clerk** asked when are proposals due? **Councilwoman Harris** noted we both don't. **Supervisor Hyde** noted well I want this on the record that I did not support this. That I.....**Councilwoman Seaman** interrupted stated of course you don't. Why have options for the town? **Supervisor Hyde** continued I do not support this resolution. I would like it for the record **Susan** that I do not support this resolution because it was not provided to the public. **Councilwoman Seaman** interrupted stating **Cynthia** just vote no then. **Supervisor Hyde** continued it was not provided to the Board ahead of time. It was not posted on the website. **Councilwoman Seaman** interrupted stating it doesn't have to be. **Supervisor Hyde** continued it wasn't even brought up until 7 minutes to 9 the night of the meeting. Totally blindsiding the entire board. **Councilwoman Seaman** interrupted noting actually I did bring it up earlier. Oh we blindsided you. **Supervisor Hyde** continued with this resolution that doesn't have to be decided on until September. **Councilwoman Seaman** noted well actually it has to be decided on before because his term ends the end of September. If **Tuck** wants to apply that is perfectly fine. If ....The **Town Clerk** asked when do you want the bids by? The proposals by? **Councilwoman Seaman** noted we need them in by you (Councilman Needham) said by August. Yeah. August 1<sup>st</sup>. **Supervisor Hyde** noted we don't even.....We haven't even had time to look into exactly how we go about this. I have no clue exactly how this is done. I would like the rest of the Board to know that. **Councilwoman Seaman** interrupted noting we seek proposals. **Supervisor Hyde** continued we haven't had a chance to look into how.....How are we supposed to proceed with appointing an Assessor. We don't know that yet, and so this is very premature to just throw something, make something up. We need to look into it. We need to know what the heck we are doing. **Councilwoman Seaman** noted so maybe we wont do it. We need to....We need to collect letters of proposals and letters of interest. **Councilwoman Harris** noted call for a vote come on. Are we going to vote on this or what? The **Town Clerk** asked do you want a roll call? I don't know why everybody is looking at me. Do you want a roll call or are you just all those in favor say aye. Do you want a roll call? **Supervisor Hyde** replied go ahead do a roll call. The **Town Clerk** started calling the vote. **Councilwoman Ackley** stated I say table it. **Supervisor Hyde** replied I say table it also. **Councilwoman Seaman** asked table it? Why? For what reason just out of curiosity. **Councilwoman Harris** responded she doesn't have to have a reason. **Councilwoman Ackley** noted because we don't know what is going to be in the Budget so if we accept someone over \$22,000.00.....**Councilwoman Seaman** interrupted noting the letters of proposal.....The letters of proposal find out what they want for salary. It doesn't....It doesn't.....**Supervisor Hyde** noted no one has had a chance to even think about this. This isn't fair. **Councilwoman Seaman** interrupted noting will you please let me finish a word. **Brenda**, it doesn't matter.....Quiet please. **Councilwoman Harris** noted it should be tabled. It should be table. It should be tabled. **Councilwoman Seaman** noted let me finish please **Joan**. **Councilwoman Harris** replied you said everything. **Councilwoman Seaman** replied no I haven't. I am answering **Brenda**. **Councilwoman Harris** noted I know that, but you could go on forever, but let's table it. We have got three that want to table it. The motion was tabled. **Councilwoman Seaman** continued **Brenda**.....**Councilwoman Harris** noted you don't talk to **Brenda** directly, you talk to the rest of the board. **Councilwoman Seaman** continued the letters of interest are strictly to get proposals. We need to know what we are looking at to get 2019.....2020's budget in line. To see what we might have to have or what we might not have to have. **Supervisor Hyde** noted this is March. **Councilwoman Seaman** continued noting nothing is contingent. **Councilwoman Harris** noted you already know you are going to pay him \$11,000.00 so who is going to apply for a job as an Assessor? **Supervisor Hyde** noted they can only pay him in the beginning, or her, what is left of that budget. Which is almost nothing because we

don't pay our **Councilwoman Seaman** remarked that is how you get letter of interest, and what their requirements are to budget for next year. **Supervisor Hyde** noted we are not working on the budget yet. **Councilwoman Seaman** replied you will be. That is why we need as much time as possible for people to think about it. **Supervisor Hyde** replied not in March. **Councilwoman Harris** noted you don't need to know who is going to be the Assessor. All you need to know who....How much money you are going to pay him. It is all monetary you don't know who. **Councilwoman Seaman** responded no, we need to get letters so we can see. **Councilwoman Harris** asked or do you know who? **Councilwoman Seaman** replied I don't know who would submit. **Supervisor Hyde** noted just so everybody knows it would be better to talk with Real Property, and find out.....We don't even really know how we are going to do this yet because we.....So what do you suggest, we table it? The **Town Clerk** noted you tabled it already. **Supervisor Hyde** asked we have three votes to table it. The **Town Clerk** replied you tabled it already. Three of you tabled it. **Supervisor Hyde** asked could we have a motion to adjourn? The **Town Clerk** noted **Joan** just made a motion to adjourn who wants to second it. **Brenda** seconds it. **Supervisor Hyde** asked all those in favor. The meeting was adjourned at **8:58pm**.

**Respectfully Submitted,**

**Susan E. Staples, Town Clerk**

**April 08, 2019**

**Attachments**

## Report from the Board:

In November 2017 the Towns people elected three new board members, Brenda Ackley, Doug Needham, and Gail Seaman, 2018 was a very contentious year, every Board meeting was loud and usually started with derogatory remarks about the new board members and name calling. I would like to thank everyone, through all of the noise and a great deal of frustration, your support helped us accomplish some very good things for Thurman. I would like to list some of them for you, outside of all the noise.

- 1 – With only our 3 yes votes we passed resolutions that payed back a \$300,000 defaulted loan to the bank over the objections of the supervisor and one other board member. This made good on the Towns obligations and cleared our debt.
- 2 – Three board members worked with the Highway Superintendent using a highway worker, experienced with operating the landfill, to operate and cover all personnel needs in order to keep the landfill open for town residents while reducing expenses to the town saving taxpayers money.
- 3 – In September the supervisor presented a budget with a 15.23% increase in Town taxes, going line by line adjusting each expense code we cut that tax increase from 15.23% down to 4%, we also increased appropriations for the Highway Dept. so they could start to replace much needed equipment. With our 3 yes votes we passed this preliminary budget over the objections of the supervisor and one other board member keeping our focus on the people of Thurman, not personal agendas.

I am proud of what was accomplished in 2018, this only came about because of you the voters of Thurman. Imagine what could have been accomplished if there was a supervisor that worked with us.

Thank you to the two other board members, Brenda Ackley and Doug Needham, that placed the interest of the people of Thurman first, enduring all the derogatory comments, personal attacks and outright lies aimed at us simply because we disagreed with the supervisor.

Gail Seaman Town Board Member



**Thurman Supervisor** (thurmansupervisor@gmail.com) To: you + 11 more [Details](#)  
Gail, I don't believe Fred wants to buy White space. Cynthia

**From:** [Thurman Supervisor](#)  
**Sent:** Thursday, January 24, 2019 5:50 PM  
**To:** [Ortiz, Christopher \(ESD\)](#)  
**Subject:** RE: Thurman Network Operations

I agree with what Fred said and will present to the board to use him as needed and see where that takes us. I will speak to the board at the February Regular meeting on the 13<sup>th</sup>. I'd be happy to have a call with you to discuss this. Cynthia

Sent from [Mail](#) for Windows 10

**From:** [Ortiz, Christopher \(ESD\)](#)  
**Sent:** Thursday, January 24, 2019 5:13 PM  
**To:** [chydethurman@gmail.com](#); 'Thurman Supervisor'  
**Cc:** [Nordhaus, Jeffrey \(ESD\)](#); [Bobb, Beverly \(ESD\)](#); [Szoke, Richard \(ESD\)](#)  
**Subject:** FW: Thurman Network Operations

Cynthia,  
See below. Please advise on how you would like to proceed in light of Fred's email. We can schedule a call to discuss further.

Thank you,  
Chris  
Christopher B. Ortiz  
Assistant Vice President, Innovation & Broadband

Empire State Development  
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-----Original Message-----

**From:** Fred Engelmann <[fengelmann@mac.com](mailto:fengelmann@mac.com)>  
**Sent:** Thursday, January 24, 2019 4:06 PM  
**To:** Ortiz, Christopher (ESD) <[Christopher.Ortiz@esd.ny.gov](mailto:Christopher.Ortiz@esd.ny.gov)>  
**Cc:** [chydethurman@gmail.com](mailto:chydethurman@gmail.com)  
**Subject:** Thurman Network Operations

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Hi Chris and Jeff,

I am unable to find any financial model that will pay for operations support for Thurman's network, from any operator. The numbers simply no longer pencil out with SLIC coming in a few months from now.

The Town had discarded a demonstrably sustainable business model in 2016, and the board's decisions since then have removed the last opportunities to sustain the network.

The board over the years has dug their own hole, and I don't believe there is anything you or I can do to pull them out.

Thank you for your good ideas and out-of-the-box thinking toward reaching an agreement. At this time I respectfully rescind my operations proposal to the Town from August 2018; but will make myself available to the board for any type of network support on a time and materials basis.

Best Regards,  
Fred Engelmann  
Rainmaker Network Services  
Adirondack Internet /Public Access  
Chestertown, NY  
518 494-0123

To: Thurman/Athol Town Board Members  
From: Thurman Book Connection  
Date: 2/26/19  
Re: Children's Easter Party

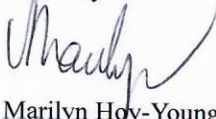
The Thurman Book Connection has received praise and support from most town board members since we began our work about 8 years ago. We have appreciated your support and have enjoyed the wider support of the community.

As you know, our mission is to encourage children and families to read and to enjoy reading together for the myriad benefits that are well documented. To that end, TBC has attended most of the holiday parties given by the town for children and families, letting children chose books for themselves and for brothers, sisters, and friends. At each event, TBC will give away between 25 – 45 childrens books, depending on the holiday. At Christmas, kids enjoy wrapping books for holiday gifts. You are also aware of our birthday book program, I'm sure.

In anticipation of this years Easter Party, TBC purchased books from the Friends of Saratoga Library Store at the Saratoga Library because our Easter supply was not adequate. As you know, we have no budget except for occasional donations from appreciative readers. So, we use our kitty very judiciously.

TBC committee is aware that this years Easter Party may be in question due to unresolved water issues in town hall. We would appreciate any and all efforts to address the situation so that we can to participate and give books to the children who attend.

Sincerely,



Marilyn Hoy-Youngblood, TBC Chair

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**MEMORANDUM**

TO: Thurman Town Board

FROM: Mark Schachner, Town Counsel

DATE: March 11, 2019

RE: Fire Company Records

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You have asked us about the availability of Fire Company records; more specifically, whether Fire Company records are required to be made available and disclosed pursuant to the Freedom of Information Law (FOIL). Perhaps surprisingly, such records are considered public documents which must be made available upon request.

You, we and others would likely think that, because the Fire Company is a private entity, its documents would be considered private rather than public and would not be subject to disclosure under FOIL. However logical that assumption might seem, it is actually not legally correct. We know this because an actual Court case came up right nearby in the Town of Chester involving this very issue of private fire company records. In this case, first the Warren County Supreme Court and then the Appellate Division in Albany ruled that, despite being a private entity, the fire company still constitutes an "agency" for purposes of FOIL and therefore that its records are subject to public disclosure. While neither we nor even the Committee on Open Government agree with this conclusion, we are nonetheless bound by it, until and unless some FOIL amendment by the State Legislature or a new Court



Thurman Town Board  
Re: Fire Company Records  
March 11, 2019  
Page 2 of 2

case reaches a different result. Therefore, the fire company's records actually are subject to the disclosure requirements of FOIL.

Although you have not specifically asked about Open Meetings Law (OML) applicability, we do not want to leave you with the impression that, because the Fire Company is subject to FOIL, it is also subject to OML. While again, you, we and others might logically so assume, the same Court decisions held that while a fire company is an "agency" subject to FOIL, it is not a "public body" subject to OML. Therefore, again seemingly contradictory to logic and consistency, the Courts concluded that the FOIL requirements do apply but OML does not. Therefore, even though its documents must be publicly available, the Fire Company is not required to hold public meetings and can meet privately should it choose to do so.



February 1, 2019

Supervisor Cynthia Hyde

Re: Thurman Town Hall Septic System Evaluation

Supervisor Hyde,

Based on our phone conversation and discussions with the New York State Department of Health (NYSDOH) the following is Cedarwood Engineering Services, PLLC's proposal to fully evaluate and document the Town Hall's existing septic system. The evaluation will include documenting the size, components, and location in order to determine if the system meets all requirements and is a compliant system. The items included in this proposal can be used to assist the Town in obtaining permits including food service permits. Cedarwood is not obtaining any permits as part of this proposal.

*Task 1*

CCTV Inspection - The integrity/condition of the septic tank and other system components will be assessed using a camera (CCTV) to determine their condition. The Town will need to uncover the discharge end of the septic tank to allow for the CCTV work.

*Task 2*

Excavation Oversight and Percolation Tests- The septic system as roughly identified in Task 1 will be excavated to determine its exact location, size and components. Cedarwood will provide oversight, not perform the actual excavation. Excavation should be conducted using in-kind services. Cedarwood will conduct two percolation tests to evaluate soil conditions.

*Task 3*

Develop System Drawing- Produce a drawing of the septic system which is acceptable to the NYSDOH.

**Cost Estimate**

Task	Cost
1. CCTV Inspection	\$1,500.00
2. Excavation Oversight and Perc Tests	\$450.00
3. Development of Septic System Drawing	\$540.00
Total	\$2,490.00

**Timeline**

Cedarwood is prepared to begin work immediately on this project, however Tasks 2 and 3 which include the perc tests, excavation and delineation of the full system, and final drawing cannot be completed until the spring when the ground is no longer frozen.

**Deliverables**

A drawing identifying the location, size, and components of the Town Hall's septic system to be submitted to the NYSDOH.

**Fees**

Cedarwood proposes to perform all services on this project that are identified in Tasks 1 – 3 on an hourly basis.

If you find the information contained within this proposal acceptable, please sign below and provide Cedarwood with documentation of Town Board approval. We look forward to assisting you on this project. If you have any questions, please contact me at [tsuozzo@cedarwoodengineering.com](mailto:tsuozzo@cedarwoodengineering.com) or 518-623-5500.

Sincerely,



Tom Suozzo, P.E.

**Please proceed with the work described above, in accordance with Cedarwood 2019 Rate Schedule and professional services contract.**

By: \_\_\_\_\_  
(signature)

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_