

**TOWN BOARD  
TOWN OF SULLIVAN  
REGULAR MEETING  
November 4, 2020  
6:00 PM**

A regular meeting of the Town Board of the Town of Sullivan was convened by Supervisor John Becker at 6:00 p.m. on November 4, 2020.

The meeting was held at the Town of Sullivan Office Building 7507 Lakeport Rd. Chittenango, NY and streamed live on YouTube.

Members present were: Supervisor John Becker; Councilors John Brzuszkiewicz, Jeff Martin, Kerry Ranger and Tom Kopp; Comptroller Beth Ellis; Attorney for the Town John Langey, Receiver of Taxes/Records Management Officer Katherine Vanderwerken and Assistant Comptroller Kelly Bassett.

Highway Superintendent Andy Busa: Absent

Note: Katherine Vanderwerken filmed the meeting as it was streamed live on YouTube for any questions/comments from the public at:

[https://www.youtube.com/channel/UCr9O9yfy128B6AwR4nu6\\_Q](https://www.youtube.com/channel/UCr9O9yfy128B6AwR4nu6_Q)

The meeting opened at 6:00 p.m.

Pledge to the flag was led by Supervisor Becker.

**APPROVAL OF OCTOBER 21, 2020 MEETING MINUTES**

A motion was duly made by Councilor Brzuszkiewicz, seconded by Councilor Martin and unanimously approved by the Board to approve the minutes from the October 21, 2020 Town Board meeting, with no further discussion.

The following Roll Call vote was taken to approve the minutes of October 21, 2020:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

### **OCTOBER 7, 2020 CORRECTION OF MINUTES**

Supervisor Becker stated there needed to be a correction to the October 7, 2020 minutes to reflect he abstained on the vote for the PDD with Local Law C. A motion was made by Councilor Ranger seconded by Councilor Kopp to amend the minutes to reflect Supervisor Becker as abstaining, with no further discussion.

The following Roll Call vote was taken to approve the minutes of October 7, 2020:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>---</b>

### **APPROVAL TO BID FOR FUEL**

A motion was made by Councilor Ranger seconded by Councilor Kopp to bid for fuel with the bid opening on December 2, 2020.

The following Roll Call vote was taken to open the bids for fuel on December 2, 2020:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

### **ADOPOTION OF THE 2021 BUDGET**

The 2021 budget is complete with no anticipated increase to the tax rate. The Town Board has strived to keep the tax rate stable for years and continue to do so.

A motion was made by Councilor Martin seconded by Councilor Kopp to open the public hearing on the 2021 budget.

The following roll call vote was taken to open the public hearing on the 2021 budget:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

With no comments, a motion was made by Councilor Brzuszkiewicz seconded by Councilor Martin to close the public hearing on the 2021 budget.

The following roll call vote was taken to close the public hearing on the 2021 budget:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

A motion was made by Councilor Martin seconded by Councilor Brzuszkiewicz to adopt the 2021 budget, with no further discussion.

The following roll call vote was taken to adopt the 2021 budget:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

#### **AUTHORIZING NOTICE OF AWARD ON SLEEPY HOLLOW WATER**

A motion was made by Councilor Martin seconded by Councilor Kopp to authorize the Supervisor to sign the Notice of Award for the Sleepy Hollow Water District.

Date of Issuance:	November 5 , 2020		
Owner:	Town of Sullivan	Owner's Contract No.:	1A
Engineer:	Barton & Loguidice, D.P.C.	Engineer's Project No.:	148.155.002
Project:	Sleepy Hollow Water District Improvements and Extension No. 1	Contract Name:	General Construction
Bidder:	W.D. Malone Trucking and Excavating, Inc.		
Bidder's Address:	708 County Route 7, Hannibal, NY 13074		

**TO BIDDER:**

You are notified that Owner has accepted your Bid dated 02/26/2020 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Contract No. 1A - General Construction

<b>Base Bid</b>	Contract 1A - General Construction	\$574,000.00
<b>Total</b>		<b>\$574,000.00</b>

The Contract Price of the awarded Contract is: \$ 574,000.00.

Six (6) unexecuted counterparts of the Agreement and one copy of the Contract Documents accompanies this Notice of Award or has been transmitted or made available to Bidder electronically.

a set of the Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of this Notice of Award:

1. Deliver to Owner three (3) counterparts of the Agreement, fully executed by Bidder.
2. Deliver with the executed Agreement(s) the Contract security and insurance documentation as specified in the Instructions to Bidders and General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any):

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the Supplementary Conditions.

The following roll call vote was taken to authorize the signing of the Notice of Award for Sleepy Hollow Road Water:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

**AUTHORIZING PAVING BID FOR SULLIVAN PARK**

A motion was made by Councilor Brzuszkiewicz and seconded by Councilor Kopp to accept the paving bid for Sullivan park in the amount of \$124,933.50 from Davis Wallbridge with the piggy backing on the Madison County Hot mix asphalt pricing.

The following roll call vote was taken to accept the bid for paving Sullivan park:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

**BUDGET MODIFICATION**

A motion was made by Councilor Martin seconded by Councilor Brzuszkiewicz for the following budget modification:

Transferring \$124,933.50 from A1990.4 Contingent to A7110.452 Park Improvement Projects. This is to pay Davis Wallbridge for paving Sullivan Park.

The following roll call vote was taken to accept the Budget Modification:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

### **FIREMENS APPLICATION**

A motion was made by Councilor Kopp seconded by Councilor Martin to accept Ben Hess into the Chittenango Fire Department.

The following roll call vote was taken to accept the application from Ben Hess into the Fire Department:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

### **EXECUTIVE SESSION**

A motion was made by Councilor Martin seconded by Councilor Brzuszkiewicz to go into Executive Session to discuss the work history of a particular employee.

The following roll call vote to go into Executive Session:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

A motion was made by Councilor Kopp seconded by Councilor Martin to come out of Executive Session:

The following roll call vote was taken to come out of Executive Session:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>Yes</b>

With no further questions Supervisor Becker turned the meeting over to Councilor Martin, as Supervisor Becker is abstaining on Local Law C.

### **DISCUSSION ON LOCAL LAW C**

Councilor Martin opened with a statement concerning Local Law, which has been pending since June of 2020.

The following roll call was taken to open the public hearing for Local Law C:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>---</b>

Comments will be taken via YouTube from the public and are encouraged to send in questions/comments via USPS mail, email to the Town Offices after the meeting. It is not anticipated that the Board will make any decisions tonight, this public hearing is for the Board to discuss the Local Law C with the public.

Questions from the public were taken from via YouTube from 6:35 p.m. through 7:23 p.m.

A motion was made by Councilor Brzuszkiewicz seconded by Councilor Kopp to close the public hearing Local Law C, with no further discussion.

The following roll call vote was taken to close the public hearing:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>---</b>

A motion was made by Councilor Kopp seconded by Councilor Brzuszkiewicz to adjourn the meeting at 7:25 p.m.

The following roll call vote was taken to adjourn the meeting:

<b>John E. Brzuszkiewicz</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Thomas J. Kopp Jr.</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Kerry Ranger</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>Jeffrey Martin</b>	<b>Councilor</b>	<b>Voted</b>	<b>Yes</b>
<b>John M. Becker</b>	<b>Supervisor</b>	<b>Voted</b>	<b>---</b>

Respectfully Submitted  
Beth Ellis  
Comptroller