

Regular Meeting of the Bombay Town Board

April 10, 2024

- I. **Call to order** – Meeting was called to order by Supervisor Jock at 6:00 p.m. Town Board members Mike Kelley, Erin Gray, Sarah Devlin, and Pat Mayer were present. Jamie Durant, Superintendent of Highways was absent.
- II. **Minutes** – Mike motions to accept the March minutes as read by the clerk, seconded by Sarah. All voted “Aye”, motion carried.
- III. **Municipal Insurance Quote** – Pat Maguire & Jessica Burditt from Sid G Spear Insurance gave an overview of the NYMIR policy quote for 2024-2025. Total premium cost is \$29,651.89 which is a \$35 increase over last year.
- IV. **NYMIR Insurance Policy** – Erin motions to sign the policy from Sid Spear, seconded by Pat. All voted “Aye”, motion carried.
- V. **Flags** – New flags for the light poles haven’t been ordered yet.
- VI. **Mowing** – Rory Bero will continue to mow town properties.
- VII. **Building Committee Update** – Lighting at the new salt/sand storage building is almost complete. AEDA is completing the paperwork to put the remainder of the site work out to bid.
- VIII. **Lighting Committee Update** – Chris has submitted the number of new poles being requested along Route 37 and Rec Park Road to NYPA. NYPA will make contact with National Grid.
- IX. **Highway Committee Report** – Highway Superintendent and committee did not meet.
- X. **Multi-Use Trail** – Mike motions to acknowledge that the Franklin County Legislature will take the lead agency role regarding the multi-use trail. Seconded by Sarah. All voted “Aye”, motion carried.
- XI. **Justice Court Audit** – See Attached Audit Report

Resolution 04-2024-01: Resolution accepting the audit of the 2023 Justice Court records

Motion by Councilperson Sarah Devlin Second by Councilperson Patrick Mayer

WHEREAS, Section 2019-a of the Uniform Justice Court Act requires that town justices annually provide their court records and dockets to their town boards, and that such records then be examined, and that fact be entered into the minutes of the Board’s proceedings.

NOW THEREFORE, BE IT RESOLVED that the Town Board of the Town of Bombay has reviewed and accepted the court records of Justice C. Curtis Smith and Justice Terrance Durant for the fiscal year ending December 31, 2023.

VOTING: Supervisor Chris Jock - AYE

Town Board Member Mike Kelley – AYE

Town Board Member Patrick Mayer – AYE

Town Board Member Erin Gray - AYE

Town Board Member Sarah Devlin – AYE

- XII. **Bank Statements & Bill Payments** – Supervisor Jock presented the current bank statements to the Board. The following bill payments were approved:
21 General @\$ 42,694.16

8 Highway @ \$25,576.10
3 General by Resolution (utility)@ \$1,366.74
3 Highway by Resolution (Teamsters)@ \$3,275.42

- XIII. **Highway Report** – Jamie Durant submitted the following report on paper:
- 2.19 ton of scrap metal was turned in totaling \$186.15
 - Spoke with landowners on Cold Springs Road by Sabins Road about a ditch that was dug close to the road and electric poles. He advised them they had 2 weeks to rectify the issue.
 - Truck #11 is back from Allegiance, checking into used parts and estimating repairs
 - Working on estimate for adding stone to dirt roads for repair
 - Plows and wings are painted
 - Pot holes are being filled
 - Trees and low hanging limbs near roads have been removed since snowstorm
 - MSHA training class has been completed for 2024
 - Permit for Petroleum Bulk Storage has been filled out
 - Fuel Report submitted on paper
- XIV. **Executive Session** – Erin motions to enter into Executive Session at 7:15 p.m. to discuss employee wages and personnel issues. Motion is seconded by Sarah. All voted “Aye”, motion carried.
- XV. **Close Executive Session** – Pat motions to close executive session at 7:45, seconded by Mike. All voted “Aye”, motion carried.
- XVI. **No Confidence in Highway Superintendent** – Mike requests that Jamie be contacted to come to the meeting, if possible, to discuss highway issues and lack of productivity that have been repeatedly discussed at Board meetings with no results.
- XVII. Resolution 04-2024-02**

Resolution requesting the resignation of Highway Superintendent Jamie Durant

Motion: Councilman Mike Kelley

Second: Supervisor Chris Jock

WHEREAS, The Town Board of the Town of Bombay is of the opinion that the Town Highway Superintendent, Jamie Durant, is not completing all work necessary and appropriate on behalf of the Town in a diligent and timely manner and;

WHEREAS, the Town Board of the Town of Bombay considers these matters to be serious; and

WHEREAS, the Town Board of the Town of Bombay consider the actions and conduct of Jamie Durant to be misconduct, maladministration, and malfeasance; and

WHEREAS, The Town Board does not have further confidence in the ability of Jamie Durant to lead the Highway Department of the Town of Bombay.

THEREFORE, BE IT RESOLVED, the residents of the Town of Bombay deserve a Highway Superintendent of irreproachable character and work ethic.

BE IT FURTHER RESOLVED, the Bombay Town Board finds that the actions of Jamie Durant point to a serious lack of judgement and leadership.

BE IT FURTHER RESOLVED, based on the aforementioned, the Bombay Town Board has lost confidence in Jamie Durant to act as Highway Superintendent and to effectively govern the Town of Bombay Highway Department, and he should resign immediately.

VOTE:

Supervisor Chris Jock – AYE

Town Board members:

Mike Kelley – AYE

Erin Gray – AYE

Sarah Devlin – AYE

Patrick Mayer - AYE

XVIII. **Adjournment** – Jamie refused resignation. Sarah motioned to adjourn at 8:20 p.m. after Supervisor Jock, Board Member Erin Gray, and Highway Superintendent Jamie Durant abruptly left the meeting room. Motion to adjourn was seconded by Pat Mayer.

VOTE:

Town Board Members:

Sarah Devlin – AYE

Mike Kelley – AYE

Pat Mayer – AYE

Motion to adjourn at 8:20 is carried.