

**1-24-25 Special Town Board Meeting to discuss the Garbage Truck**

Members Present: Supervisor Arthur Wright  
Highway Superintendent Andrew Gilbert  
Attorney Raeann Johnson  
Town Clerk Colleen DeMarsh  
Board Members; Charles Ovitt, Tim Hilker and Tina Ladd  
Members Absent: Board Member James Brewster

**8:00 a.m.** Supervisor Wright called the meeting to order.

Highway Superintendent Andrew Gilbert reported that replacing the motor for the broken down garbage truck is costing more than approved at the **1/9/25 Town Board Meeting - Resolution #20 of 2025.**

After discussion, a motion was made by Charles Ovitt to give Highway Superintendent Andrew Gilbert permission to spend up to **\$25,000** to repair the Garbage Truck. Attorney Raeann Johnson stated that we would need to do a Resolution Authorizing Emergency Equipment Purchase.

**Resolution #25 of 2025**

**TOWN OF HADLEY RESOLUTION #25 of 2025**

**AUTHORIZING EMERGENCY EQUIPMENT PURCHASE**

**WHEREAS**, the Town Board of the Town of Hadley previously enacted a Procurement Policy, in accordance with the provisions contained in New York State General Municipal Law Section 103, and

**WHEREAS**, the garbage truck currently owned and operated by the Town of Hadley Highway Department has unforeseeably broken down and is inoperable, which affects the health and safety of inhabitants of the Town of Hadley in that the Town is in immediate need of an operable garbage truck to pick up garbage and refuse from the inhabitants of the Town of Hadley so as to avoid an entire Town’s worth of garbage and refuse being left out curbside and spread about by animals and vermin for the foreseeable future, resulting in an unsightly, unhealthy and hazardous environment to the inhabitants of the Town of Hadley, thus an operable garbage truck in the Town of Hadley is required immediately and cannot be delayed; and

**WHEREAS**, the unforeseen and inoperable condition of the garbage truck affects employees and inhabitants of the Town, and there is an immediate need to have an operable garbage truck to pick up garbage and avoid the spread of garbage and refuse throughout the Town, which requires immediate action to replace, which cannot await competitive bidding; and

**WHEREAS**, New York State General Municipal Law Section 103(4) authorizes a Town Board to enter into a contract for the purchase of equipment in the case of a public emergency arising out of an

unforeseen occurrence or condition whereby circumstances affect public property or the safety of inhabitants of the Town, without waiting for competitive bidding, now therefore

**BE IT RESOLVED AND DETERMINED** by the Town Board of the Town of Hadley,

**THAT** a public emergency exists as described herein, which requires immediate action which cannot await competitive bidding for the purchase of replacement equipment or parts to repair said equipment; and

**THAT** the Town Board hereby authorizes the Town of Hadley Highway Superintendent and Town Supervisor to enter into a contract for the immediate purchase of a replacement engine for the Town of Hadley garbage truck, in an amount up to Twenty-Five Thousand Dollars (\$25,000.00).

Resolution made by: Charles Ovitt

Seconded by: Tim Hilker

Members voting: Charles Ovitt, Tim Hilker, Tina Ladd – All Ayes. Approved.

Dated: January 24, 2025

Colleen DeMarsh, Town Clerk

Town Clerk DeMarsh asked if we should amend the motion approved at the 1/9/25 Town Board meeting waiving the fee for bringing garbage bags to the recycling center until February 1<sup>st</sup>, 2025.

**Board Member Tim Hilker requested an amendment to the motion extending the date until 3/1/25.**

**Motion made by Tim Hilker. Second by Charles Ovitt. All Ayes. Approved.**

**8:09 a.m.** Supervisor Wright entertained a motion to adjourn the meeting.

**Motion made by Charles Ovitt. Second by Tim Hilker. All Ayes. Approved.**

Upcoming meeting:

**February 13<sup>th</sup>, 2025**

Public Hearing **6:45 p.m.**

Proposed PHA Plan for 2025 for the Section 8 Housing Choice Voucher Program.

Meeting **7:00 p.m.**