

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES ON APRIL 12, 2005 AT 7:00 P.M. AT MEADOWPARK COMMUNITY CENTER

PRESENT: President Smith, Trustees Nolan, Edwards, O'Connor and Axtell, C/T Decker, PWA Hubbard, Karen Leonard, Debbie Stever, Tony Smith, Ray O'Dell, Father Nick, Heather Conklin, Alice Ray, DCS Facilities Director, Tom Williams, DCS BOE President Ammon Bush, DCS Principal Ed Shirkey, Bev Hartz, Donna Harzt, EMS Captin Hartz, Sharon Wright, Bucky Spence, Nancy Stanton, DCS Finance Director Diane Monroe, Eddy Pavlov, Chief Timothy Roberts, John and Jim Carillo, Ruth Rowlejeski, Mary Cable and guest former Broome County Planning Commissioner, Julie Sweet

President Smith welcomed Julie Sweet to the meeting. The board had asked Julie to attend the meeting in anticipation of filling Susan Payne's position as Economic Development Director for the Village. After some discussion on Ms Sweet's qualifications, the board decided to make a final determination at the Work Session.

President Smith opened the meeting at 7:00 p.m. with the pledge of allegiance and the invocation by Father Nick.

President Smith thanked all organizations and volunteers that participated in the search and recover efforts after our most recent flood on April 2,3rd. The EMS, Fire Dept, the local police dept., village crew and outside agencies all joined together to assist.

President Smith then turned the meeting over to DCS Principal, Mr. Ed Shirkey, to present the 2005-2006 DCS budget. After an in depth presentation, President Smith urged the community to attend the Public Hearing on May 12 and to get out and vote on the upcoming school budget on May 17<sup>th</sup>.

MOTION #52/05-06

A motion was made by Trustee Nolan seconded by Trustee Edwards to accept for filing the monthly Treasurers report. The motion carried unanimously.

Motion#53/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to waive the reading of the March 22/05 joint meeting, the March 22, 05 Work Session and the April 7<sup>th</sup> Oversight Committee meeting minutes. The motion unanimously carried.

Motion #54/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to accept for filing the above referenced minutes. The motion carried unanimously.

Motion#55/05-06

A motion was made by Trustee Nolan seconded by Trustee Axtell to hold a public hearing on May 12, 2005 Regular Session at 7:00 p.m. on the parking on Elm St. The motion carried unanimously.

The Board instructed C/T Decker to ask the Planning Board for a better definition of their determination such as no parking by the row of trees, and the east side of Elm St. for the Public Hearing.

PWA Hubbard informed the board the Village crew had completed 76 work order including: patching pot holes, chipping brush, snow and ice removal, raising manholes in preparation of paving, topsoil and seeding of Elm St., and regular maintenance on machinery and equipment. He also stated brush pick up would begin on the first Monday of May and would be the first Monday of the month thereafter. He informed the board that paving of Elm St. had been set for May

17<sup>th</sup>. President Smith asked Mr. Hubbard to please notify the homeowners prior to paving.

Motion #56/05-06

A motion was made by Trustee O'Connor seconded by Trustee Edwards to approve the quote of Broome Bituminous in the amount of \$3,121.20 to pave Court St. from TDS to Zacharias. \$2000 would come from the Elm St project and \$2000 from the CHIPS money. The motion carried unanimously.

Motion #57/05-06

A motion was made by Trustee Edwards seconded by Trustee Nolan to allow PWA Hubbard to activate the Nextel cell phone for his crew chief. The board would like to review the service in a month. The motion carried unanimously.

PWA Hubbard gave an update on Well #1 and #2. Moody and Assoc. flow tested both wells and gave this report, well #1: was tested at 75, 100 and 150 GPM. The well could not sustain the flow rate of 150 gpm and the pump broke suction. This indicates the well is plugged and needs to be redeveloped. Also, the pump is worn badly and is not performing to capacity. It was recommended that the well be cleaned and the pump needs to either be repaired or replaced. When done, a flow test should be performed to determine what pump repairs are needed. Well #2: was tested at 75, 100, 150, 225, 300 375 and 425 gpm. The well was capable of maintaining flow and the pump was capable of operating at 375 gpm. It was recommended that the noisy motor be either replaced or repaired. PWA Hubbard stated that he would bring an update to the next meeting.

Motion #58/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to donate the equipment and manpower needed to hook up the new bathrooms at the Little League field and to charge a seasonal minimum meterless water fee (from April to October) of \$48.88 to the Little League. The motion carried unanimously.

President Smith set a tentative date of either April 18<sup>th</sup> or May 2 for Vern Myers of Shumaker Engineers to do a presentation on the status of the Water Modual Project. The Water Modual Project was formed to test well #5 and to provide a computerized water modual of the Village lines.

PWA Hubbard stated that the recent flood took down the fence all along the sewer plant and washed away the fishing access. He informed the board he would compile total cost for possibly FEMA. HE also informed the board that Mike D'Agati had been helping the road crew of the TOS since the flood.

PWA Hubbard stated that Sandy Lizlov of DEC had given the go ahead for the Pumps and Controls Project at the sewer plant and had also stated she would push the Oquaga Creek project along as well rather than waiting until mid summer.

Father Nick asked PWA Hubbard to address the handicapped assessable streets throughout the Village.

Motion #59/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to allow the mayor's signature on the FAB application as part of the funding for the WWTP. The motion carried unanimously.

Motion #60/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor for this board to approve the payment of \$9,254.00 to Central testing and Engineering. This was pre-approved by the Oversight Committee. The motion carried unanimously.

PWA Hubbard informed the board that the Oversight Committee had authorized Shumaker Engineer to do an evaluation of the assembly hall on how to properly clean the mold in the assembly hall and how the damage could have occurred. So far three different companies have looked at the mold and three different answers as to clean up have been given. PWA Hubbard will keep the board informed of the progress.

Trustee Nolan asked if the at the next EMS Meeting the pending application would be addressed. EMS Captain Hartz stated that it would. A discussion on the current EMS Roster, training hours, and response report took place. Captain Hartz felt that they did the best they could given the fact they were a volunteer organization. He also stated they responded by the nature of the 911 call. Donna Hartz felt that they were not appreciated. Trustee Nolan asked what we could do to address "burnout". Trustee O'Connor wanted to possibly check with Superior to be on call during the day when most EMS were working. Captain Hartz stated that they have a probationary period for all trained EMS – this gives the person time to be comfortable with responding so even those fully trained don't respond alone. Heather Conklin felt that a simple thank you from the community would be much appreciated.

Trustee Nolan stated that he agreed with the Mayors previous thank you to all EMS, PD, Fire Dept members for their professionalism for a job well done with our recent flooding.

President Smith instructed C/T Decker to write a letter to al department heads requesting personnel and man hours pertaining to the flood to be turned into the clerk's office in a timely fashion in anticipation of a FEMA application.

Motion #61/05-06

A motion was made by Trustee O'Connor seconded by Trustee Axtell to appoint Anthony Smith chairperson of the ZBA. The term is for three years. The motion carried unanimously.

Motion #62/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to appoint Tom Riley to the ZBA for a three year term. The motion carried unanimously.

Motion #63/05-06

A motion was made by Trustee O'Connor seconded by Trustee Axtell to appoint Peder Hanson to the Planning Board for a term of three years. The motion carried unanimously.

Motion #64/05-06

A motion was made by Trustee O'Connor seconded by Trustee Edwards to eliminate all fees for annual fire inspections of places of assembly, multi-dwellings, and bussiness performed by the CEO.

Motion #65/05-06

A motion was made by Trustee Nolan seconded by Trustee Axtell to approve the Intermunicipal Cooperative Highway Services Agreement with the TOS. The motion carried unanimously.

Motion#66/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to approve the Intermunicipal Oquaga sewer District Agreement with the TOS with the stipulation that all schooling, licensing, & credit classes be a shared expense as well and the agreement not be in effect until June 1, 2005. The motion carried unanimously.

Trustees Nolan, O'Connor and PWA Hubbard had met with an architect for the purpose of identifying his fee in the design and relaying out of the east side of the first floor of the Village hall. The Village is looking to eliminate the bathrooms

and provide more space for the Clerks office, provide a break room/meeting room, and to provide for attorneys to meet with their clients on court days. He also informed the board that Mary Cable provided the original specs for the Village Hall and it proved very helpful to the architect Mr. Norman Davies.

Motion #67/05-06

A motion was made by Trustee Nolan seconded by Trustee Axtell to have EMS Captain Hartz get estimates for two new ambulances vs. one with trade-in's utilizing the EMS reserve and possibly bonding for the second. Hartz will bring estimates back to the board.

Police Chief Roberts asked the board to bond for a Dodge Durango in the amount of \$28,257 after using his reserve and balances left from the \$10,000 and \$3,000 grant monies to pay off the Crown Victoria. Trustee O'Connor explained he felt that the insurance, gas, repairs, maintenance had not been budgeted for three vehicles and if this were toward the end of the budget year he would be more in favor. Trustee Axtell felt that the department should build their reserve and plan better for large purchases, she also stated the board needed to know what repairs had been made on the jeep. Chief Roberts replied that the PD was now a pro-active department, and needed another four-wheel drive. He stated the jeep had 77,000 miles on it and was starting to need many repairs. He also stated that the Durango was road ready – it only needed striping and the radio installed, a \$300.00 expense. Trustee Nolan made a motion to purchase the Durango - the motion failed.

Motion#68/05-06

A motion was made by Trustee O'Connor seconded by Trustee Nolan to appoint President Smith and Trustee Nolan to the Police Department as liaisons. Trustees Edwards and Axtell opposed with President Smith voting AYE as the tie-breaker.

Motion #69/05-06

A motion was made by Trustee Nolan seconded by Trustee O'Connor to appoint Shumaker Engineers the annual engineering miscellaneous contract. The motion carried unanimously.

Motion#70/05-06

A motion was made by Trustee Nolan seconded by Trustee Edwards to allow C/T Decker to move the \$11,250 annual river crossing payment from the General Fund to the EDRLF Fund.

Motion #71/05-06

A motion was made by Trustee O'Connor seconded by Trustee Nolan to authorize the Presidents signature on the following abstracts:

General Fund	\$27,257.78
General Fund Also	\$36,282.92
Water Fund	\$12,226.61
Water Fund Also	\$ 8,679.92
Sewer Fund	\$12,930.17
Sewer Fund Also	\$24,524.00
T & A	\$ 2,992.71
Fire Department	\$ 672.19

The motion carried unanimously.

Motion #72/05-06

A motion was made by Trustee Nolan seconded by Trustee Edwards authorizing C/T Decker to bond in the amount of \$812,000 for expenses in regards to the WWTP consent order. The motion carried unanimously.

GUESTS:

Bucky Spence was present to discuss the snow removal bill for DCSI. Mr. Spence insists there is an agreement between him and Barry Conklin (CEO Officer) to keep the parking lot open. PWA Hubbard said he had asked CEO Conklin and there was no agreement. Ruth Fowlejeski from DCSI stated people rarely walked on the sidewalk anyway, they always use the DCSI parking lot. She also reminded the board how much Frank Fiumera does for the community. President Smith said the board would look into the situation and get back to Mr. Spence.

Motion #73/05-06

A motion was made by Trustee Nolan seconded by Trustee Edwards to enter into and out of Executive Session. The motion carried unanimously.

Motion #74/05-06

A motion was made by Trustee O'Connor seconded by Trustee Nolan to approve the EDRLF loan of Hartz Plumbing and Heating in the amount of \$39,000 with the only change from the EDRLF Committee recommendations being a salary cap of \$80,000. The motion carried unanimously.

The board chose not to make a donation to Fashion Rock as municipalities do not make donations to individuals.

The meeting adjourned at 10:55 p.m.

Respectfully Submitted: