

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES WAS HELD
ON MARCH 13, 2007 AT 7:00 P.M. AT THE DEPOSIT THEATER

PRESENT: President Smith, Trustees O'Connor, Sollecito, and Bullis, C/T Decker, DCT Leonard, PWA Hubbard, Assistant Fire chiefs Rynearson and VanLuvender, Economic Director Kenyon, Sewer Operator Raymond, Dale VanPelt, Peder & Kendra Hanson, Debbie Stever, Tony Smith, Jim Serio, Wilber Dennis, Sharon Wright, Stacey & Terry Whiting, Lucy Lantz, Pete Sollecito, Mr. & Mrs. Buck, Jim Conklin, Mrs. Carson, and Father Nick

ABSENT: Trustee Nolan

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

President Smith went thru the organizational meeting first.

President Smith introduced Jim Serio, Executive Director of the Delaware River Foundation. Mr. Serio read the press release for the purpose of a New Management Plan for the Delaware River. A coalition of local, state and national conservation groups last week announced a plan to strengthen shad and trout fisheries and improve recreational boating and fishing opportunities on the Delaware River. The coalition presented the plan at the Regulated Flow Advisory Committee of the Delaware River Basin Commission or DRBC. In summary, Mr. Serio stated the new management plan as such: The policy is based on a simple concept; when there is more water, release more water and when there is less water, conserve by releasing less water. It is based on a scientific balance of ecological benefits and drinking water availability. The conservations plan improves the following: improved fishing and boating recreation by providing more water to the Delaware system; greater protection to the ecology of the main stem of the river; increases habitat for trout and shad in the river; assures lower reservoir levels by September 1st to better protect the downstream communities from flooding. There were some questions and answers for Mr. Serio. Mr. Serio encouraged all to go to the web site for information: www.drap.org.

MOTION#653/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to accept for filing the monthly Treasures Report. The motion carried unanimously.

MOTION#654/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to waive the reading of the Feb. 13th, 21st & 27th minutes. The motion carried unanimously.

MOTION#655/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to accept for filing the Feb. 13th, 21st & 27th minutes. The motion carried unanimously.

MOTION#656/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to accept for filing the monthly EMS and Training Report. The motion carried unanimously.

MOTION#657/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to accept for filing the monthly EMS and Training Report. The motion carried unanimously.

MOTION#658/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to authorize ED Kenyon to send out Request for Proposals for Consulting Services Feasibility and Site Analysis for a Multi-Purpose Community Center the motion carried unanimously.

Ms. Kenyon also informed the board that the Village is requested at a March 21st meeting with the County Executive in regards to three issues: Meet with Ms. Fiala on the Community Center, Infrastructure with MR. Henry Weitzman and meeting with Jim Dimassio of the Greater Binghamton Economic Development Corp for potential properties within the Village for businesses. President Smith stated he could attend. She then stated that the WWTP funding was starting to fall into place. USDA has more money available, and FEMA will be contributing approximately 2 million dollars. President Smith stated that the Village seems to get overlooked with all the political monies available and would like Amy to continue to pursue that avenue. Ms. Kenyon stated we should thank our political supporters as well for the effort to date.

OLD BUSINESS STREETS

PWA Hubbard welcomed Dee and Marvin to the Board! HE stated the Village had completed 68 work orders and 28 at the Oquaga Lake WWTP. The Village work orders included snow removal, vehicle repairs, and the clerk's office project as well.

MOTION#659/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to purchase from Tymco a 2007 Street Sweeper 600 Series with a vacuum hose like the old Elgin for \$122,050 available May 1, 2007. The motion carried unanimously. Other bids were as follows: Tracey Road Equipment for \$129,883 and Joe Johnson Equipment for \$141,177.

MOTION#660/07-08

A motion was made by Trustee Bullis seconded by Trustee O'Connor to purchase a 2007 Ford F550 at state bid from Van Bortel Ford in Rochester with a box and plow with all hydraulics installed and painted green for \$52,540. The motion carried unanimously. Trustee O'Connor stated they went with the bigger, newer truck rather than replacing the 1990 FEMA and insurance had paid \$19,000 for because of less repair bills etc.

MOTION#661/07-08

A motion was made by Trustee Bullis seconded by Trustee Sollecito to purchase a L170 New Holland Skid Steer from Tracey Road Equipment on state bid with enclosed cab, 72" blower, 66" bucket and 48" pallet forks with hy-flow hydraulics for \$33,129. The motion carried unanimously. Trustee O'Connor explained that he originally was not in favor of the skid steer but after a demonstration he felt it would have many uses in the Village.

OLD BUSINESS WATER

PWA Hubbard explained that he had NY Leak Detector come in to find the leak of 50,000 gallons of water per day. They designated a leak on Allen and High St. but after digging there was no leak. NY Leak will be back to look further.

He stated that a load of cold patch was ready for the pot holes starting on Wednesday March 14, 2007

BUILDINGS

Chief Mauro contacted Hubbard about the broken lock on the front door of the fire department. Upon inspection Hubbard stated that it looked as if someone had tried to repair the lock from the inside. He called Bennedums of Binghamton; they arrived and fixed the lock. Bennedums stated a new lock would

be around \$500. President Smith asked Hubbard to get a copy of the report from Bennedums please.

SEWER:

PWA Hubbard informed the board that he and Mr. VanPelt had compared the cost of purchasing a dumpster as opposed to renting one for the WWTP sludge. The cost seemed to be about the same - \$3,600 a year. In light of that, PWA Hubbard stated he would have quotes for the board at the next regular session on purchasing the dumpster.

MOTION#662/07-08

PWA Hubbard stated that he annually gives a list of the seminars and meetings he and his crew need to attend to keep licenses and such. A motion was made by Trustee O'Connor seconded by Trustee Bullis for the DPW to attend the attached seminars and classes for 2007/2008 fiscal year. The motion carried unanimously.

PWA Hubbard stated that he and Mr. VanPelt had attended the Highway Superintendents dinner at the Elks Club and had talked to the Brm Cty Assistant Highway Supervisor about the drain on Second St., the Butler Brook drain by the high school and he had also talked to some asphalt companies for paving this summer.

Trustee O'Connor asked if Hubbard had gotten information on the removal of the fuel tanks at the Village garage. Hubbard stated he was still working on that and would have a future meeting.

MOTION#663/07-08

A motion was made by Trustee O'Connor seconded by Trustee Bullis to take, not to exceed, \$10,000 from General Fund fund balance to finish the repairs in the Clerk's office as well as the handicapped assessable bathroom. Hubbard stated that he needed to purchase handicapped toilet, sink and urinal. The motion carried unanimously.

MOTION#664/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to authorize Shumaker Engineers to provide the Village with a quote for the USDA Rip Rap Project for manhole #1 for engineering services. The motion carried unanimously.

FIRE DEPARTMENT

Trustee O'Connor asked if the electrical work was done at the fire station. Assistant Chief Rynearson said it was. Rynearson also stated that 22-4 was back in business and the tower has to be certified before classes can be rescheduled. He also informed the board that the radio was installed in command vehicle 22-4. Rynearson stated that there was a bylaws meeting on Monday night at 6 p.m. and that the fire department will be purchasing protective equipment under \$500. Trustee O'Connor asked if the cell phone quotes had been done and Rynerson stated that it had not, Chief Mauro and EMS Co-Captain Hartz were to get together and had not.

President Smith stated that there was a public meeting on the Cannonsville Reservoir March 15, 2007 at 7:00 p.m. Also, there is a public meeting in Hawley on March 27, 2007 and the DRBC has their regular meeting on May 10th in Trenton NJ

NEW BUSINESS

FIRE DEPARTMENT

Assistant Fire Chief Rynearson had quotes for parts to repair for 22-8 from Burr Trucking. Parts included a Master cylinder for \$166.02, speedometer for \$338.22 and a slave cylinder for \$423.59 for a total of \$927.93. Because Trustees Bullis and O'Connor could not vote on Fire Dept. issues, the mayor stated that he had

no objections to the purchase. Mr. Rynearson also stated that they would like to purchase gear racks but would wait until a full board was present.

NEW BUSINESS

EMS

The EMS wanted to purchase three Motorola radios with batteries and service contract for \$1,656.69. The same applied with not having a full board and the mayor authorized the purchase.

FINANCE:

MOTION#665/07-08

A motion was made by Trustee O'Connor seconded by Trustee Bullis to authorize the Mayor's signature on the Abstract of Audited Vouchers as follows:

General Fund:	\$ 29,454.40
Sewer Fund:	\$108,648.75
Water Fund:	\$ 7,348.96
T&A	\$ 2,348.88

The motion carried unanimously.

MOTION#666/07-08

A motion was made by Trustee O'Connor seconded by Trustee Bullis to allow the Clerk's office to be closed on April 19th and 20th for records maintenance. The motion carried unanimously. The Mayor requested it be posted in the local newspaper as well.

President Smith informed the board that he will be in Germany from March 31, 2007 thru April 21, 2007.

GUESTS

Peder Hanson wanted to speak about the CEO's Feb report in regards to snow removal charges levied against him for the Feb. 5th snow fall. He said that he had shoveled all three of his properties the same day and couldn't understand why he got a violation for shoveling just one property. He went on to say that the same thing happened last year. Mr. Hansen asked that the charge be rescinded or retracted on the grounds that there was not that much snow. He felt that the amount of snow that was there on the day of the cleaning was equal or less than what was considered to be properly cleared on the big snow of Feb 14th. He felt that this should be clarified – should shoveling be a passage obstructed or broom clean? Point being if we are experiencing snow showers an inch at a time the standard is different than after we have large snow. It seems to me that there is a double standard. President Smith stated that there are probably sidewalks that the Village owns that are in same situation, therefore I think a clarification is needed. If sidewalks are not cleared properly there can be lawsuits for the homeowner as well as the Village. President Smith stated that in the best interest of fairness he asked for a clarification of the law for the next meeting and that the charges for snow removal at 75 Second St. be rescinded. Trustee O'Connor stated that he felt that a few inches of unshoveled snow then turns into ice and that was an issue as well, but he would differ to President Smith's suggestion.

MOTION#667/07-08

A motion was made by Trustee O'Connor seconded by Trustee Bullis to ask the board for clarification of the snow removal local law by the work session of March 27, 2007, and further to rescind the snow removal fee for 75 Second St. from the Feb. 5th billing. The motion carried unanimously.

The second personal issue Mr. Hansen had does not require any action. In the Feb. CEO report there were references to a letter that was sent from the CEO office that arrived four days after the issued had been resolved with the tenant. The concern is that the letter states, simply on unsubstantiated allegation, that the CEO assumes there is a problem directing the landlord to correct it. Point being that the CEO did not know if there was a problem, but was asked to correct the problem and copying the tenant stating if the problem continued to please

contact him. Procedurally this may be wrong. Mr. Hansen just wanted this brought to the boards attention.

Mr. Hansen then wanted to inform the board of the meeting on March 15, 2007 at 7:00 p.m. at the Deposit Theater with a presentation by The Delaware Riverside Conservancy formed in April 2005. All are encouraged to attend.

Mrs. Georgianna Carson asked the board for better police coverage at Elm and Monument each day when a special needs child exits the bus as there are cars that pass the school bus illegally.

Mrs. Ruth Buck stated to the board that her problem had been resolved but wanted them to be aware of how the CEO had handled the problem. Her property at 18 Allen St. had been condemned by the CEO sometime in February causing her tenant with four children to be removed. Mrs. Buck went on to say that she is the friend of widowed and fatherless and cannot oppress the poor. She continued that she felt the violations causing the condemnation should have been just that – violations. She felt there had possibly been violations but not reason enough to condemn the apartment. The issue has since been resolved and the tenant is back in the apartment at this time, but she wanted the board to know that she felt that condemnation was not necessary and that possibly proper procedure was not followed as she reads the same NYS Code laws that the CEO does. President Smith thanked her for coming.

MOTION#668/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to enter into and out of executive session to discuss specific personnel. The motion carried unanimously.

MOTION#669/07-08

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to hire Ashley Thomas as Pool Director/Head Lifeguard at \$10.00 per hour and to hire Kevin Raymond and Jordon Hathaway as lifeguards at \$7.15 an hour for the summer pool program. The motion carried unanimously.

MOTION#670/07-08

A fire department application was submitted by Ashley Rambus. As Trustees O'Connor and Bullis could not vote on fire department issues, Trustee Sollecito and Mayor Smith had no objection to her application to the fire dept.

Meeting Adjourned at 10:30 p.m.