

## VILLAGE OF EARLVILLE

Regular Monthly Meeting  
Village Hall

November 10, 2015  
7:00 PM

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NOTICE: Pursuant to Article 7 of the Public Officers Law § 104-1, notice of this meeting was given to the media at least seven days in advance and the same posted on October 13, 2015.

*Tonight's meeting minute notes: All votes by the Village of Earlville Board of Trustees (herein "Board" or "Village Board") 5-0 are to be read as "aye" votes from Village of Earlville Board of Trustees members Corey, French, Moore and Piliero. The "Village Office" is the Village of Earlville Municipal Office located at 8 North Main Street.*

Mayor William Excell called the meeting to order at 7:00 p.m. Board members present was Trustees Margaret Corey, Henry Moore. Trustees Daniel Piliero and Nicholas French arrived a few minutes after the start of the meeting. Also present was Village Clerk-Treasurer Kelly Beach, 1 resident and Town of Sherburne Councilman Ed Meyer.

### Motion #1-11.10.2015

On a motion by Moore, seconded by Corey, the Meeting Minutes from the October, 2015 Regular Board Meeting was approved unanimously 3-0.

### Motion #2- 11.10.2015

On a motion by Moore, seconded by Corey, Abstract 796 General Fund Vouchers totaling \$18,781.05 were approved unanimously, 4-0.

### MOTION # 3-11.10.2015

On a motion by Moore, seconded by Corey, Abstract 797 Water Fund Vouchers totaling \$3,317.51 were approved unanimously, 4-0.

### MOTION # 4-11.10.2015

On a motion by Moore, seconded by Corey, Abstract 798 Trust & Agency Fund Vouchers totaling \$11,654.32 were approved unanimously, 4-0.

## TOWN COUNCILMAN REPORT

Town of Sherburne Councilman Ed Meyers reported that the Town had their last meeting on October 19, 2015. The next town meeting is scheduled for Wednesday November 14th. Meyers reported that a new ambulance has been purchased. Town of Sherburne Highway Department has been getting a head start on next summer's work. Excell noted that he told Tucker to put flag at half-staff.

## TRUSTEE REPORTS

Trustee Nicholas French had one request regarding fair housing in the past month.

Trustee Moore gave a Codes report- two building permits were issued in the last month and an inspection was done on framing. Village Justice had 10 traffic cases, 2 general cases and 1 civil matter/small claims case.

Trustee Piliero reported had nothing to report on.

Trustee Corey reported that the Fire Company had their monthly meeting on November 5<sup>th</sup>. EFD will be attending the Norwich Parade of Lights on November 28<sup>th</sup> as well as the Christmas Celebration on December 5<sup>th</sup> in the Village. A pancake breakfast is scheduled for November 14<sup>th</sup> at the fire house from 7am – 11am. The Fire Dept. would like light bulbs left at the fire house so they can change them out as they blow. The next Events Committee meeting will be held on Tuesday November 17<sup>th</sup>. The planning for the Christmas Celebration on December 5<sup>th</sup> is going well; Corey gave an update on activities planned.

Excell reported that CPS had contacted the Village regarding a previous report; this was discussed at the Fire Dept. meeting also. Excell noted that there has been a complaint regarding a residence on West Main Street where the garbage is attracting rats. This has been given to the Code Enforcer. Excell commented that he is very happy with the job that Lloyd has been doing as Code Enforcer.

### NEW BUSINESS

It was brought to the Boards attention that 5 water meters have been removed by the owner of the apartment house at 16 North Main Street. There is now 1 meter for all the water usage. A lengthy discussion followed on whether it should be mandatory for apartment houses to have a meter to read for each apartment, or if just one meter would suffice. It was determined that at this time, the current rule of “one meter per premises” would be sufficient, however, if needed it could be discussed again at a later date.

The New York State Highway Work Permit expires on December 31, 2015. *RESOLUTION 32-29*

“AUTHORIZATION OF UNDERTAKING FOR THE BENEFIT OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH WORK AFFECTING STATE HIGHWAYS” stating WHEREAS, The Village of Earlville currently has an undertaking on file with New York State Department of Transportation; and

WHEREAS, Village of Earlville wants to continue to use this method of indemnification pertaining to work performed within the New York State right-of-way under future valid highway work permits; and

WHEREAS, the Village of Earlville Board has reviewed said undertaking document and recommend its acceptances; now, therefore, be it

RESOLVED, THE Village of Earlville Board hereby authorizes an undertaking with New York State Department of Transportation; and

Further be RESOLVED, that the Village Mayor be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate for the purposes of the undertaking; and further RESOLVED, that certified copies of this resolution be sent by the Clerk of this Board to New York State Department of Transportation, Region 2, 207 Genesee Street, Utica, NY 13501. Was discussed at length and approved.

### MOTION #5-11.10.2015

On a motion by Trustee Moore, seconded by Trustee Corey, Resolution 32-29 was approved unanimously 5-0.

Excell noted that 911 will be present at next month’s meeting. Mayor Excell discussed the lack of house numbers within the village. He feels that the previous codes officer pushed too hard on the issue by sending out threatening letters, however he does agree that residents need house numbers present for fire protection and emergency services; a call was disrupted recently because the house could not be located. Excell also noted that the 911 system on Chenango county side, needs to be

addressed and updated. Excell would like to name the road to the ball field so that there is a 911 address in case of an emergency there

Back on September 27, 2012 the Madison County Department of Health performed an annual survey of the public water system serving the Village of Earlville. The report from this survey stated that the Village must develop and implement a cross connection control program in accordance with Subpart 5-1.31 of the State Sanitary Code. Since then, the Code Enforcer and the Village office have invested many hours trying to determine which businesses and if any residents may need a backflow device installed to protect the Village Water supply. Madison County Health Department was not very helpful in providing insight; however Chenango County did provide some useful information and gave the Village very good direction on where to find information. Lloyd explained that it would be up to the resident/business owners to have the backflow valves installed by licensed individuals of their choice and that they would need to be inspected yearly, at their expense. A copy of Norwich's law was discussed; Trustee Corey asked if this would apply to apartment buildings as well as businesses. Sutton stated that yes; it will apply to apartment buildings. Mayor Excell asked the Trustees to look over the sample law and discuss this further next month.

Apartments at 16 North Main Street removed 5 meters for apartments. There was a question on whether each apartment should have a separate meter. After a lengthy discussion, it was decided to leave the Water Rules and Regulations as is, however it may be discussed again in the future.

#### OLD BUSINESS

The Animal Control Officer was discussed. Notice of Hire to be put in the paper, qualifications discussed- including job description, unusual demands and physical demands.

#### PUBLIC COMMENT

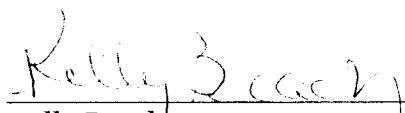
No

#### EXECUTIVE

No executive session.

With nothing further to discuss, Trustee Moore then ended the meeting by a motion to adjourn the Board Meeting at 7:35pm, seconded by Trustee French, and carried 4-0.

"I certify this document is a true and accurate description of the regular board meeting of the governing board of the Village of Earlville November 10, 2015."



Kelly Beach  
Clerk-Treasurer  
Village of Earlville

- Village Seal -

**RESOLUTION 32-29**

**"AUTHORIZATION OF UNDERTAKING FOR THE BENEFIT OF THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH WORK AFFECTING STATE HIGHWAYS"**

**WHEREAS, The Village of Earlville currently has an undertaking on file with New York State Department of Transportation; and**

**WHEREAS, Village of Earlville wants to continue to use this method of indemnification pertaining to work performed within the New York State right-of-way under future valid highway work permits; and**

**WHEREAS, the Village of Earlville Board has reviewed said undertaking document and recommend its acceptances; now, therefore, be it**

**RESOLVED, THE Village of Earlville Board hereby authorizes an undertaking with New York State Department of Transportation; and**

**Further be RESOLVED, that the Village Mayor be, and hereby is, authorized and empowered to execute any and all documents necessary or appropriate for the purposes of the undertaking,;**

**and further RESOLVED, that certified copies of this resolution be sent by the Clerk of this Board to New York State Department of Transportation, Region 2, 207 Genesee Street, Utica, NY 13501.**

**ON MOTION OF Trustee Moore,**

**SECONDED BY Trustee Corey.**

**Excell yes  no  Piliro yes  no  Moore yes  no**

**Corey yes  no  French yes  no**

**Dated: November 10, 2015**

**Attest:**

*Kelly Beach*  
**Kelly Beach**  
**Clerk-Treasurer, Village of Earlville**