

# VILLAGE OF EARLVILLE

Regular Monthly Meeting  
Village Hall

December 13, 2011  
7:02 PM

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 the November 8, 2011.

*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 Excell, Hayes, Moore and Taylor. The "Village Office" is the Village of Earlville Municipal Office located at 8 North Main Street. The "Planning Board" means the Village of Earlville Planning Board.*

Village Trustee William Excell called the meeting to order at 7:02 p.m. Board members present were Trustees Gerald Hayes, Henry Moore, William Excell and Tom Taylor. Mayor Mark Doeberl was excused from the meeting. Also present were Village Clerk-Treasurer Kelly Beach, and 2 members of the public as well as Sherburne Councilman Ed Meyers.

Abstract 653 as presented for Board approval included Vouchers #6944-6976 totaling the sum of \$25,732.79. On a motion by Trustee Taylor, seconded by Trustee Moore and approved 3-0, Abstract 653 was approved for payment. Abstract 654 as presented for Board approval, included Vouchers W9-W18 totaling \$1,296.83 was approved on a motion by Trustee Hayes, seconded by Trustee Taylor, 3-0. Abstract 655 as presented for Board approval, included Vouchers CR59-CR60 totaling \$11,475.90 was approved on a motion by Trustee Taylor, seconded by Trustee Moore, 3-0. And Abstract 656 as presented for Board approval, included PO's 0643-0646 totaling the sum of \$1,217.78 was approved on a motion by Moore, seconded by Taylor, 3-0

Meeting minutes for November 7, 2011 were approved on a motion by Moore, seconded by Hayes, 3-0 with the correction of page 2, 4th paragraph: Sherburne Councilman Ed Meyer reported that the Town of Sherburne held their public hearing on their budget October 12th, with no negative feedback. Originally the sentence did not include what the public hearing was for.

In the Trustee reports, Trustee Taylor reported that there has been no activity for fair housing. Taylor reported that Winterfest went well. The Winterfest contest winners were as follows: Fruit Curling- 2<sup>nd</sup> place SE Swim Team, 1<sup>st</sup> place Earlville Fire Dept. Gingerbread House Decorating 3<sup>rd</sup> place youth Josephine Pierce 2<sup>nd</sup> pl youth Liesa Armstrong 1<sup>st</sup> pl youth Elizabeth Pierce 3<sup>rd</sup> pl adult Debi Pierce 2<sup>nd</sup> pl adult Trudi Ruland 1<sup>st</sup> pl adult Connie Moore Chili Cook-off 3<sup>rd</sup> pl Debi Pierce 2<sup>nd</sup> pl Michelle Martin 1<sup>st</sup> pl Gage Bennett (15 yr old) House Decorating 3<sup>rd</sup> pl Beverly & Darwin Welch 43 E Main St 2<sup>nd</sup> pl Rick & Jeanne Macumber 26 Fayette St 1<sup>st</sup> pl Mr. & Mrs. Amos Burgess 59 So Main St. Congratulations to all the winners!

Trustee Hayes reports that the animal control officer had three calls from November 27<sup>th</sup> thru December 6<sup>th</sup>, in which two stray dogs were taken to the SPCA. Hayes had no report from the seniors or from the Opera House. At the last Fire Department meeting, they discussed the hydrant flushing being the cause of the reported black water. Their opinion was that it is from lack of flushing intervals and that the procedures should be fine-tuned to avoid future issues. Trustee Excell stated the coming spring would be an ideal time to begin regular intervals of flushing the hydrants to keep the water from discoloring. Hayes stated that the Fire Dept. has asked for guidance on how often the hydrants should be flushed and developing correct procedures in doing so. Hayes reported that Jacob Taylor has been accepted as a new member of the Fire Dept. and also advised that they have run a check on the latest female new member and she has a valid drivers license as well as and they were still waiting on Board approval for her. No approval will be given to new members until the Fire Dept supplies the Village with a copy of the person's driver's license so that a DMV check can be run. It was explained again that the Village will need to run a DMV report prior to approving any new members as the Village's Insurance Co. has requested this for all Village Employees as well as Fire Dept personnel. The Fire Dept will not be sponsoring the 2012 Halloween Party. Trustee Excell would like the Board to think about funding the Halloween party and stated that he felt

that they ask for donations to raise money throughout the Fire District, they should want to bring people in to Earlville as it is good for the Fire Department as well as the Village. The Fire Dept asked that DPW check that all hydrants are working. The Fire Dept would like a letter from the So. Otselic chief verifying and approving that Mr. Excell is qualified to go on Earlville EMS runs as well as administer oxygen. Excell brought up an issue regarding the delay caused by the low band/high band difference in radios.

Trustee Moore reported that there was no FOIL activity to report and no report from the Court.

Trustee Excell read a report from the CEO stating that not much is currently going on. He has issued two building permits within the past month and would like to get another case into court by the beginning of next month. Trustee Excell reported that there was a resident complaint regarding the cut off date for brush pick up. The resident had a tree fall on his property and would like DPW to haul it away. Moore stated that by making an exception for this resident, it could open the door for others to expect the same. Trustee Excell stated that if the brush had not been picked up, to push it back on the property and the DPW will pick it up in the spring. Excell reported that the sander had parts that needed to be replaced, and Ike, Bill and Marc will be sitting down to talk about the 2012 budget. Trustee Hayes asked who will be plowing West Main St. as he spoke with Brunschmid who told him that the county would not be plowing and the Town of Sherburne would not be contracting with Chenango County. Normally Madison Co plows E Main and Chenango Co. plows W Main. Meyer stated that they are county roads so the county would probably be plowing them. Trustee Excell will call the county tomorrow to find out.

In old business, on a motion by Trustee Moore, seconded by Taylor, 4-0, *Resolution 31-14 "Creation of the position of Parking Enforcement Officer for the Village of Earlville"* was approved. This position will coincide with the regular working hours of the appointed employee and will give the employee(s) full rights in writing and issuing parking violations in the Village of Earlville. Trustee Excell, acting as Deputy Mayor, appointed Ike Thayer to fill the position. This position will only be utilized during Thayer's regularly scheduled work hours. The Clerk-Treasurer will have new parking tickets made up at The Sherburne News after meeting with Excell to discuss the design of the parking tickets. Moore suggested talking with the Judge to see what he would prefer be put on the tickets. Village speed limits were discussed; the Trustees feel that all side streets in the village of Earlville should have the speed limit reduced to 25mph. *Resolution 31-15 "The speed limit for all side streets in the village of Earlville will be reduced and set at 25 miles per hour, to take effect January 1, 2012"* was approved by a motion by Hayes, seconded by Moore, 4-0. Per Excell' request, the signs will be budgeted into the 2012-2013 budget. Tabled from last month; parking for the Thrift Shop. Prior to tonight's meeting, each individual Board member went to see the issue at hand, cars parking on the street in front of the Thrift Shop. Hayes stated that lowering the speed limit should stem the parking issue as the cars will be going slower. A resident pointed out that lower speed limits are not going to help since the street is too narrow. Also, if a child darts out from between 2 cars it will still cause an accident. Moore stated he does not see a need for no parking signs in that area. A resident stated that the Village can not limit parking just in front of the bargain shop, they would need to make the whole road no parking on streets. After much discussion, Hayes motioned to table the issue; it was seconded by Moore, 3-0. Also in old business, Excell advised that the Retirement Audit conducted by the State Comptroller's office has been closed. The Trustees were asked to meet with their liaisons to discuss the 2012-2013 budget and report any changes or requests at the January Board meeting. The amended contract is back from Time Warner. A Public Hearing must be held before a resolution can be passed to accept it.


In new business, Excell asked the Trustees to meet with their respective departments and discuss the 2012-2013 budget and any budget changes or forecasts. The Trustees will then bring that information to the next Board Meeting in January to go over. The DPW would like to open a charge account at Tractor Supply in Hamilton. On a motion by Taylor, seconded by Hayes, 3-0, it was approved to open a \$1,000 store charge account at the Tractor Supply store in Hamilton, NY. The charge account will be paid off monthly. In other new business, Trustee Moore would like to see the Village start publishing a monthly newsletter again. He stated that a lot of the older residents relied on that in the past to keep updated in Village happenings and meeting dates/times. The Village was previously told by a state auditor that they could no longer publish a newsletter as it was not in the guidelines. The clerk contacted NYCOM to verify this and was told that there is no law stating the Village could not publish a monthly newsletter as long as it was about the Village (meetings, minutes, updates etc.) and NOT propaganda or written by Trustees.

The idea of a newsletter was tabled until next month, to give more thought as to what the Village would want in the newsletter.

A Public Hearing will be held Tuesday January 10<sup>th</sup> at 7:00pm to discuss the Time Warner Franchise Contract with the Regular Board Meeting following at 7:15pm.

Due to an emergency , Trustee Moore motioned to adjourn the Village of Earlville Board Meeting at 7:53pm, seconded by Trustee Taylor, and carried 3-0.

"I certify this document is a true and accurate description of the regular board meeting of the governing board of the Village of Earlville on December 13, 2011."



Kelly Beach  
Clerk-Treasurer  
Village of Earlville

- Village Seal -

*Resolution 31-14*

*"Creation of the position of Parking Enforcement Officer for the Village of Earlville"*

*Motion made by Trustee Moore*

*At the regular board meeting of the Village Trustees of the Village of Earlville, Counties of Madison and Chenango, State of New York held at the office of said Village Trustees in the Village of Earlville, Counties and State aforesaid, on the 13th day of December 2011,*

*Present: William Excell – Trustee, Deputy Mayor  
Gerald Hayes – Trustee  
Henry Moore – Trustee  
Thomas Taylor – Trustee  
Kelly Beach – Clerk/Treasurer*

*WHEREAS, a majority of said Board being present and said meeting having been duly called:*

*NOW THEREFORE, on motion duly made and carried: the Village Board approves the "Creation of the position of Parking Enforcement Officer for the Village of Earlville"*

*BE IT RESOLVED, that the Village of Earlville and the Board of Trustees hereby approve the Creation of the position of Parking Enforcement Officer for the Village of Earlville. This position gives the appointed employee full rights in writing and issuing parking violations in the Village of Earlville. This position will only be utilized during the appointed employee's regularly scheduled work hours.*

*Seconded by Trustee Taylor*


*Ayes: 4*

*Nays: 0*

*Carried 4-0*

*The foregoing resolution was thereupon declared duly adopted, 4-0.*

*I hereby certify that this resolution was adopted on December 13, 2011 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.*

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

*Resolution 31-15*

*"The speed limit for all side streets in the Village of Earlville will be reduced and set to 25mph, to take effect January 1, 2012."*

*Motion made by Trustee Hayes*

*At the regular board meeting of the Village Trustees of the Village of Earlville, Counties of Madison and Chenango, State of New York held at the office of said Village Trustees in the Village of Earlville, Counties and State aforesaid, on the 13th day of December 2011,*

*Present: William Excell – Trustee, Deputy Mayor  
Gerald Hayes – Trustee  
Henry Moore – Trustee  
Thomas Taylor – Trustee  
Kelly Beach – Clerk/Treasurer*

*WHEREAS, a majority of said Board is present and said meeting having been duly called:*

*NOW THEREFORE, on motion duly made and carried: the Village Board approves the "The speed limit for all side streets in the Village of Earlville will be reduced and set to 25mph, to take effect January 1, 2012."*

*BE IT RESOLVED, that the Village of Earlville and the Board of Trustees hereby approve the The speed limit for all side streets in the Village of Earlville to be reduced and set to 25mph This change will take effect January 1, 2012."*

*Seconded by Trustee Moore*

*Ayes: 4*

*Nays: 0*

*Carried 4-0*

*The foregoing resolution was thereupon declared duly adopted, 4-0.*

*I hereby certify that this resolution was adopted on December 13, 2011 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.*

*Kelly Beach*

*Kelly Beach  
Village Clerk-Treasurer  
Village of Earlville*

*- Seal -*