

VILLAGE OF EARLVILLE

Regular Monthly Meeting
Village Hall

December 11, 2012
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 the November 13, 2012.

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, Hayes, Moore and Chapman. 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.

Mayor William Excell called the meeting to order at 7:00 p.m. Board members present were Trustees Gerald Hayes, Henry Moore, Sara Chapman and Margaret Corey. Also present were Village Clerk Treasurer Kelly Beach, Town of Sherburne Councilman Ed Meyers, and 3 members of the public.

Meeting minutes for November 13, 2012 were approved on a motion by Trustee Hayes, seconded by Trustee Moore, 4-0.

Abstract 693 as presented for Board approval included General Fund totaling the sum of \$23,983.11 which included previously paid items. On a motion by Trustee Moore, seconded by Trustee Chapman and approved 4-0, Abstract 693 was approved for payment. A discussion was had regarding the Voucher for NYSEG for the NBT streetlight. This light has not worked for quite some time. NYSEG will be contacted regarding this. Abstract 694 as presented for Board approval, included Fire Department PO's 0686-0688 was approved on a motion by Trustee Hayes, seconded by Trustee Moore, 4-0. Abstract 691 as presented for Board Approval included Water Fund Vouchers W77-W87 totaling \$89,225.60 were approved on a motion by Trustee Moore, seconded by Trustee Chapman, 4-0. Abstract 692 as presented for Board Approval included Trust & Agency Fund Vouchers totaling \$10,770.60 were approved on a motion by Trustee Corey, seconded by Trustee Chapman, 4-0.

Lukas Fetzko, a Earlville resident and member of Eagle Scout Troop 66 of Sherburne was present and spoke about earning his Eagle Scout Badge by raising money to have a memorial made for the Village of Earlville. Fetzko is currently in the early stages of planning his project, but is looking for Board approval to perform a service for the Village. Fetzko would like to have a memorial created with the names of all the residents of the Village of Earlville who have served in the military. Fetzko brought sketches of what the memorial will look like. He presented two ideas; a stone monument or a walkway monument. Moore asked how he was coming along with names, Fetzko stated he hasn't really had a chance to do the research yet, he was more in the planning stage at this point. Mayor Excell asked for measurements of the walkway- Fetzko is thinking perhaps 4 feet by 10 feet. Mayor Excell and various Board members will meet with Fetzko on Friday after school to discuss the location and possible measurements. Right now he is looking at going back to WWI. Excell asked Fetzko about the cost, Fetzko stated that right now he is in the process of looking online for options. Brad Phillips suggested looking at the Earlville American Legion for names also. Hayes suggested going to the Hamilton library to view their walkway and get ideas. After much discussion, it was approved by all board members that Fetzko can precede with his project he will give updates to the Board as he gets them.

Town of Sherburne Councilman, Ed Meyer reports that the last Sherburne Town Meeting was held on November 14th. Their SPCA contract was discussed and approved, a Representative from Guardian Life Ins. was present to speak, and the Historians position was discussed. The Town has received partial payment from Time Warner, the Historic Park Society Discussed, and the union contract for the Highway Dept. is finalized and they spoke of natural gas updates.

In the Trustee reports, Trustee Hayes reported that the State contract was accepted. On a motion by Trustee Moore it was agreed that if Broedel Energy can lock in at \$3.58, the Village will go with them. This was seconded by Corey, 4-0. Hayes reported that the Fire Department received 2 bids on the overhead door repairs. The Overhead Door Company came at \$1360.00; however that did not include everything

that Action Garage Doors out of Oneonta had quoted for at the price of \$1,476.00. On a motion by Moore, seconded by Chapman, 4-0 it was agreed to accept the quote from Action Garage Doors of Oneonta for \$1,476.00 due to the fact that it included all materials needed.

Hayes spoke of the meeting in Hamilton on the 3rd floor of the Colgate bookstore regarding archive grants in December; Mayor Excell suggested that Laura Nowak attend with Hayes if he goes. Trustee Moore stated that he may go as well. Overnight parking signs are up and the overnight patrolman is now able to issue parking tickets for overnight parking. The Fire Dept. now has back up cameras on 3 of their trucks. Fire personnel physicals will not be paid for by the Fire Dept.; members will use their own physicians. If they do not have Ins. then the Fire Dept. will pay for their physicals.. Fluorescent lights have not been fixed yet. Trustee Corey asked if the Village has ever contacted NYSEG about their energy saving program- the clerk will contact NYSEG when Corey forwards more information about the program. Hayes has heard nothing from SOMAC. A question was asked where the \$5,500 from sale of the fire truck was put. The funds were put into the Fire Apparatus Money Savings account to be applied to the January Pumper Truck payment of \$18,760.00. There was no report from the Animal Control officer this month.

Trustee Chapman reported that she had nothing to report.

Trustee Corey reported that everything went very well with the Winterfest. The next meeting will be in January to go over Winterfest and to start on planning for Earlville days. Margaret Fetzko suggested getting the guy with a dog sled team for next years' Winterfest.

Trustee Moore reported that the CEO issued a building permit for a septic repair on South Main St. The complaint regarding the stairs being built on the outside of a house on North Main Street has been located. The owner was laying them out so that a contractor could get an idea of where they need to go. Once the owner has hired a contractor to install them, he will be getting a permit. The CEO dealt with a CO issue that the Fire Department had been called to; the furnace was repaired and a brand new CO Detector was installed. The CEO left notice that he would be out of the office the week Dec. 10th thru Dec. 14th due to required in-service training. Trustee Moore has performed an audit of the judicial books and found no discrepancies. Trustee Corey made a motion to accept the Audit results from Trustee Moore's audit of the judicial books, seconded by Trustee Hayes, 4-0.

Mayor Excell apologized for his behavior of last month and stated he has recanted and is still the DPW liaison. He stated that Marc and Ike did a great job on the Christmas decorations. Ike was there for the tree lighting ceremony and will be paid for that. A tree on South Main Street is coming out into road. Owner does not want the village to cut the branches; Mayor Excell will talk to the owner about trimming the branches.

In Old Business, Mayor Excell brought up the Dog Nuisance Law. There is a Dog Nuisance Ordinance in effect "*DOG LOCAL LAW Section 4(B) No dog shall be permitted to cause damage or destruction to property, or commit a nuisance, or to defecate upon the premises of a person other than to or upon the premises of the owner or persons harboring such dog.*" *Section 8 PENALTIES A violation of this Local Law shall be deemed an offence and a violation thereof shall be punishable by a fine of not more than \$25.00 for each violation.*" The clerk will order signs to put up around the village stating ALL PETS MUST BE KEPT ON LEASH/PLEASE CLEAN UP AFTER YOUR PET. Trustee Corey brought up the East Main Street water problem. She brought in filters from her filtration system in her rental property located at the end of the street. She stated that they change the filters every 2 weeks and it is not enough. Her tenants cannot take showers or do laundry due to the smell and color of the water. Mayor Excell would like the clerk to get ahold of Ken Birchenough from Slack Chemical Company to proceed with testing to find out if anything can be added to the water to correct the problem. Mr. Phillips stated that they were told at the beginning of the water project, that homeowners may have to replace lines from main to their homes for exactly this reason. Hayes pointed out that his next door neighbor has horrible water which stains his tub also; however Hayes seldom has dirty water.

In new business, Mayor Excell brought up the Pine tree in the park. It is too large now to decorate with lights and he would like to recommend having a public referendum to replace the tree in the park with a more manageable sized tree. There is no way to decorate the tree to the top anymore as it too dangerous with the power lines all around it. Moore reminded that there are a lot of electric light lines in the tree that have been left in over the years, which could also be a public hazard. Excell will get a price for the removal of the tree and will get ahold of Jerry and Sons for a price on a new tree. He will have prices at

the next board meeting. A resident mentioned that the tree may not be able to come down due to historic reasons.

Chapman asked if there was any way to make water billing dates more reliable. It was explained that once the water meters are all readers, it will be much easier to automate and make it a more uniform process. However at this time, it is difficult to stick to a schedule since many meters must be re-read if there are questions, which holds up the billing process. Chapman asked if there was any way to market the Village since there is much more traffic driving through the Village. Moore mentioned putting up signs coming into and out of the Village advertising the businesses. This would be something the businesses could get together and discuss themselves. Excell stated to ask the Fire Department if they could use light-up sign to advertise events. Moore asked why not buy a used sign for the Villages use. Corey stated the events committee is working on a website; they will also be able to advertise on that.

On a motion by Moore seconded by Chapman, Resolution 31-36: Madison County Board of Elections to Choose Elections Inspectors authorizes the Madison County Board of Elections to choose the Election Inspectors for the March 19th, 2013 election from among those that are certified inspectors was approved, 4-0.

On a motion by Moore seconded by Hayes, Resolution 31-37 Adoption of Village Election 2012 Polling Place and Hours hereby agrees to set the date for the Village of Earlville Elections for March 19th, 2013. The polls will be open from noon until 9:00 p.m. and the polling place will be the Village Hall, located at 8 North Main Street, Earlville, New York., was approved, 4-0.

Adjusting entries for the Water Fund were reviewed and approved. \$6,205.00 was to be moved from the FX83894 Misc. Water line and FX83401 Transp. & Dis. PS line to adjust budget lines for this years budget.

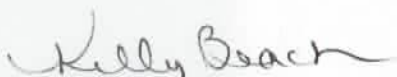
The work on the upstairs for the Judges Chamber and the Sherriff's office is complete; however the contractor did not install the electrical for the new spaces. At the time, he had told the Village that when he tested the voltage it was testing less that 80 volts and it would be unsafe to finish the wiring for the upstairs. Three electricians were attempted to be contacted; Jenkins Electric, Palmer Electric and Wyman Electric. Of the three, only one returned phone calls, inspected what was needed and submitted an estimate. On a motion by Moore seconded by Corey, 4-0; it was agreed to accept the Jenkins Electric bid for \$2,500.00 to run (2) two twenty amp circuits to the 2nd floor court room area and install outlets and power up the existing outlets in the Sheriff's office. Payment will be made with half of job price upfront, ¼ due after rough in & final ¼ due upon completion. The job must be started within 30 days of notification and the job must be completed within 30 days.

Several years ago the Board had talked about replacing the electrical wiring system for the Village Office, Fire Department and the Library, as they are all tied in together in the basement of the municipal building. At the time, it was put off due to unwillingness to spend the money on the improvements. Excell would now like to form a committee to get prices and start planning for this improvement. He considers it a possible hazard and feels it should be corrected now. Excell would like 2 Board Members, 2 Fire Dept. members and members of the Village to form this committee and make the process begin to happen.

There was no public comment.

With nothing further to discuss, Trustee Chapman motioned to adjourn the Village of Earlville Board Meeting at 8:33 pm, seconded by Trustee Hayes 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 December 11, 2012."



Kelly Beach
Clerk-Treasurer
Village of Earlville

- Village Seal -

Resolution 31-36
Madison County Board of Elections to Choose Elections Inspectors

Motion made by Trustee Henry Moore

During 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 11th day of December 2012,

***Present: William Excell – Mayor
Gerald Hayes – Trustee
Henry Moore – Trustee
Margaret Corey – Trustee
Sara Chapman- Trustee
Kelly Beach – Clerk/Treasurer***

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

NOW THEREFORE, on motion duly made and carried:

BE IT RESOLVED, that the Board of Trustees hereby authorizes the Madison County Board of Elections to choose the Election Inspectors for the March 19th, 2013 election from among those that are certified inspectors.

Seconded by Trustee Sara Chapman

The question of adoption of the foregoing resolution was duly put to vote; and upon role call, the vote was as follows:

***Gerald Hayes, Trustee Voted Yes
Henry Moore, Trustee Voted Yes
Margaret Corey, Trustee Voted Yes
Sara Chapman, Trustee Voted Yes***

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

Dated: December 11, 2012

I hereby certify that this resolution was adopted on December 11, 2012 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.

Kelly Beach

Kelly Beach

Village Clerk-Treasurer

- Seal -

Resolution 31.37
Adoption of Village Election 2012 Polling Place and Hours

Motion made by Trustee Henry Moore

During 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 11th day of December 2012,

Present: **William Excell – Mayor**
 Gerald Hayes – Trustee
 Henry Moore – Trustee
 Margaret Corey– Trustee
 Sara Chapman – Trustee
 Kelly Beach – Clerk/Treasurer

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

NOW THEREFORE, on motion duly made and carried:

BE IT RESOLVED, that the Board of Trustees hereby agrees to set the date for the Village of Earlville Elections for March 19th, 2013. The polls will be open from noon until 9:00 p.m. and the polling place will be the Village Hall, located at 8 North Main Street, Earlville, New York.

Seconded by Trustee Gerald Hayes

The question of adoption of the foregoing resolution was duly put to vote; and upon role call, the vote was as follows:

Gerald Hayes, Trustee Voted Yes
Henry Moore, Trustee Voted Yes
Margaret Corey, Trustee Voted Yes
Sara Chapman, Trustee Voted Yes

The foregoing resolution was thereupon declared duly adopted 4-0.
Dated: December 11, 2012

I hereby certify that this resolution was adopted on December 11, 2012 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.

Kelly Beach

Kelly Beach

Village Clerk-Treasurer

- Seal -

Village of Earlville
Water Fund - Adjusting Entries
December 1, 2012

	Debit	Credit
FX83894 - Miscellaneous Water	6005.00	
FX83401 Trans. & Dis. - PS - Other	200	
FX8310472 Redeposited Item		5.00
FX83201.1 Source of Supply OT		500.00
FX83201 Source of Supply -PS - Other		500.00
FX83301.1 Water Purif OT		1000
FX83301 Water Purif -PS - Other		4000
FX83401.1 Trans & Dist OT		200.00
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	6205.00	6205.00

Village of Earlville Water Fund
Profit & Loss Budget vs. Actual
June 2012 through May 2013

	Jun '12 - May '13	Budget	\$ Over Budget		
Expense					
FX81972 Cap Pro -Pump Replaceme	1,040.00	1,040.00	0.00		
FX83101 Water Admin PS	3,449.46	3,506.00	-56.54		
FX83104 Water Admin -CS					
FX831041 Membership Fees	100.00	210.00	-110.00		
FX831042 Payroll Fees	0.00	0.00	0.00		
FX831043 Postage	548.30	1,800.00	-1,251.70		
FX831044 Software	0.00	0.00	0.00		
FX831045 Supplies	13.87	500.00	-586.13		
FX831046 Training DPW	34.00	285.00	-251.00		
FX831047 Bank Charges					
FX8310471 Access Activity Fees	0.00	0.00	0.00		
FX8310472 Redeposited Item	5.00	0.00	5.00	5	0.00
Total FX831047 Bank Charges	5.00	0.00	5.00		
Total FX83104 Water Admin -CS	701.17	2,895.00	-2,193.83		
FX83201 Source of Supply -PS					
FX83201.1 Source of Supply OT	92.00	0.00	92.00	500	-408.00
FX83201 Source of Supply -PS - Other	1,805.67	1,864.00	-58.33	500	-558.33
Total FX83201 Source of Supply -PS	1,897.67	1,864.00	33.67		
FX83204 Source of Supply -CE					
Electricity					
Clyde Street Water Tank	91.02	225.00	-133.98		
E Main Pump House	410.73	1,550.00	-1,139.27		
Gravel Bed Wells	2,219.56	6,300.00	-4,080.44		
Electricity - Other	1,266.39				
Total Electricity	3,987.70	8,075.00	-4,087.30		
Repairs	615.21	2,000.00	-1,384.79		
Supplies	15.37	8,168.00	-8,152.63		
Telemetry Line	28.49	50.00	-21.51		
Total FX83204 Source of Supply -CE	4,646.77	18,293.00	-13,646.23		
FX83204 Auditor	848.22	4,500.00	-3,651.78		
FX83301 Water Purif -PS					
FX83301.1 Water Purif OT	555.50	0.00	555.50	1000	-444.50
FX83301 Water Purif -PS - Other	5,216.34	2,946.00	3,270.34	4000	-729.66
Total FX83301 Water Purif -PS	5,771.84	2,946.00	3,825.84		
FX83302 Water Purif - Equipment	0.00	500.00	-500.00		
FX83304 Water Purif - CS	880.71	2,000.00	-1,119.29		
FX83401 Trans. & Dis. - PS					
FX83401.1 Trans. & Dist OT	56.25	0.00	56.25	200	-143.75
FX83401 Trans. & Dis. - PS - Other	4,321.12	8,693.00	-4,371.88	-200	-4,171.88
Total FX83401 Trans. & Dis. - PS	4,377.37	8,693.00	-4,315.63		
FX83402 Trans. & Dis. - Equip	0.00	1,000.00	-1,000.00		
FX83404 Trans. & Dis. - CE					
Supplies	130.59	3,480.00	-3,349.41		
Telephone	0.00	20.00	-20.00		
Total FX83404 Trans. & Dis. - CE	130.59	3,500.00	-3,369.41		
FX83894 - Miscellaneous Water	0.00	12,416.00	-12,416.00	-6005	-6,411.00
FX83971 Water Project Per. Serv	0.00	1,351.00	-1,351.00		
FX83972 - Capital Proj.Eq Res.	0.00	10,400.00	-10,400.00		
FX83974 Water Pro. Contract	0.00	0.00	0.00		
FX90108 State Retirement	0.00	5,500.00	-5,500.00		
FX90308 SS/Medicare(Village Sh)	1,406.17	2,564.00	-1,157.83		
FX90508 Unemployment Insurance	73.81	2,500.00	-2,426.19		
FX90558 Disability Insurance	0.00	150.00	-150.00		
FX90608 Med. Ins(Village Share)	2,020.38	8,843.00	-6,822.62		
FX97506 Principal on Debt Ser	20,000.00	20,000.00	0.00		
FX97507 Interest on Debt Ser	27,540.00	54,855.00	-27,315.00		
Total Expense	75,584.06	167,016.00	-91,431.94		