

# VILLAGE OF EARLVILLE

Regular Monthly Meeting  
Village Hall

November 12, 2013  
7:02 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 October 8, 2013.

*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 7:02 p.m. Board members present were Trustees Henry Moore, Gerald Hayes, Margaret Corey and Sara Chapman. Also present were Village Clerk-Treasurer Kelly Beach, Sherburne Councilmen Ed Meyers, Ford Seymour and David Bensley from the Fire Co. and 3 members of the public.

#### Motion #1-11.12.2013

On a motion by Trustee Moore, seconded by Trustee Corey, Regular Board Meeting Minutes for October 8, 2013 were approved unanimously.

#### Motion #2-11.12.2012

On a motion by Trustee Moore, seconded by Trustee Corey, Special Board Meeting Minutes for October 15, 2013 were approved unanimously.

#### Motion #3-11.12.2013

On a motion by Trustee Moore, seconded by Trustee Corey, Abstract 726 which included General Fund Vouchers totaling the sum of \$62,359.25 was approved unanimously.

#### Motion #4-11.12.2013

On a motion by Trustee Moore, seconded by Trustee Corey, Abstract 727 which included Water Fund Vouchers totaling \$3,406.98 was approved unanimously.

#### Motion #5-18.12.2013

On a motion by Trustee Hayes, seconded by Trustee Chapman, Abstract 728 which included Trust & Agency Fund Vouchers totaling \$10,221.65 was approved unanimously.

#### TOWN COUNCILMAN

Ed Meyers gave a Town of Sherburne report. Their last meeting was held on October 9th. They hosted a Public Hearing on their budget; there were 0 residents in attendance. The Town authorized the Town Supervisor to approve various contracts, including the Earlville Fire District contract. The Town Board accepted the resignation of Marge Wilcox as historian. Plans for a new building at the Historic Park were put out to bid. Excell asked why they did not go with lease options on big trucks, was not feasible as the big trucks take such a large hit it would make no sense. Hayes stated that town of Hamilton has been putting their older trucks on e-bay and getting more money for them than what they are paying for new trucks through the state bids.

## TRUSTEE REPORTS

Trustee Chapman had no FOIL or Fair Housing issues to report. Chapman is still looking into no-smoking issues. Chapman feels that the Board should have a Special Meeting to go over the Vacant Building Registry since there is so much information in the packet. Excell thinks this is a good idea.

Trustee Corey reported that she has not been able to attend the last 2 Events Committee meetings due to scheduling conflicts. The December 7<sup>th</sup> event has been named the Christmas Celebration. It was noted that the Gingerbread Contest will be held this year. The houses will be displayed at Black Cat Antiques and the Earlville Opera House. Mayor Excell asked that Board Members try to sell at least 10 raffle tickets for the Events Committee before the Christmas Celebration event

Trustee Moore reported that he has conducted the annual judicial audit and found no discrepancies. The CEO has answered a few questions in regards to a leach field and a shed. He is no longer working the same schedule in Cortland and is back on a rotating schedule. He advises that he will be available for calls and inspections; however he will only be in the Village Office on the 22<sup>nd</sup> for the month of November. Moore reported nothing new for Parks & Recreation. He stated he still feels that asphalt needs to be laid come warm weather. Excell stated he called VanHeusen the other day and he answered right away. Excell brought up that he would like to approach the surrounding Towns with contracts similar to the contract with the Village of Sherburne for the summer youth program, but geared toward refurbishing and maintaining the skate park.

Mayor Excell stated that DPW is working on the fire hydrant on So. Main Street. The Salt Sander is broken and it is going to cost over \$1,000 in parts and labor to repair. It currently has a gas motor; if they install an electric motor it will eliminate the \$600 annual repairs. It was approved unanimously to replace the gas motor with an electric motor. DPW will be cutting branches down over the side walk on So. Main Street. A call was received from Markowitz stating there were kids on Main Street trying to take the hose off of a hydrant. Tucker went up and determined that there was no way to remove the hose without a wrench.

Trustee Hayes reported that the Town of Hamilton met on 10/10/2013. The Town of Hamilton is looking into moving its Town Office to a new location. The Town is working on a road use agreement as far as gas and windmill traffic which would restrict the amount of weight allowed on Town roads. Town tax collectors may be moved to Wampsville in the near future. Hayes reported that he had no report for the seniors or the museum. Hayes and Beach went to a records retention meeting in Norwich; it was very informative. The Opera House is in full swing- their Holiday Craft Sale runs Saturdays thru December. Hayes reported that Heather Sherwood has resigned from the Fire Department. Mayor Excell stated that he had heard that the only EMT had resigned, so he contacted Chief Huff and got permission to run on the Earlville Fire Department as an EMT through the Otselic FD. The Fire Department Veterans Breakfast had a good turnout. The only snag was that the Mid York would not print the advertisement; a reason was not given. The Fire Department Parade during the December 7<sup>th</sup> Christmas Celebration will be held at 5pm. Hayes reported that the dog control officer had no calls in the Village since the last meeting.

## OLD BUSINESS

In old business, bids were received and opened on the three tractors owned by the Village. Winning bids were: \$500.00 from Mark Lindholm for the Toro Tractor, \$130.56 from Harlie Stowell for the John Deere Mower and \$151.15 from Harlie Stowell for the Cub Cadet mower. It was agreed unanimously by Board Members that payment is to be received and tractors picked up within a week.

## NEW BUSINESS

In new business, the Fire Department would like to purchase a new advertising sign for in front of the Fire Department. Ford stated that the existing sign was in bad shape with light bulbs that don't work and the bottom of the sign being all rusted out. The Fire Department would like to purchase a LED sign that

can attach to the building. They feel that having the sign up in the air will alleviate the problem of view obstruction. They are looking at either a 15" x 53" or a 12"x 40" sign that will extend from the building and can be seen from both sides. The Fire Department is looking for permission from the Village to purchase the new sign. Mayor Excell asked who would be attaching and installing the sign; the Fire Department is still discussing the particulars. Excell stated that because of liability, he feels that someone should be hired to hang and install the sign since it will be above ground and a liability if it should fall down. Mayor Excell recommends that the Board allow the Fire Department to go ahead and purchase the sign. Chapman, Hayes, Corey and Moore agreed to allow the Fire Department to purchase the new LED sign. Excell asked what they were doing with the old sign. Ford stated that the Fire Department would sell it to the Village for \$100.00. Moore motioned that the money from the sale of the tractors be used to purchase the sign from the Fire Department. It was agreed by all Board Members that \$100.00 from the sale of the lawn mowers be used to purchase the Fire Department's existing sign to be used for advertisement of events held in the Village.

Excell stated that the Village has been looking into PA systems- Ford has a PA system that cost \$5,000 that Colgate put together for him, however if the Village gives Colgate a price limit they can build a system for us. It was approved to see what Colgate could provide for between the costs of \$300-\$500 that would be suitable for the Village's needs. The Village is looking at portability, battery and electric use, speakers in the system or detachable. Ford will contact Colgate University with the Villages request.

#### Motion #6-11.12.13

On a motion by Moore seconded by Chapman, Resolution 32-6 "Renewal of SPCA Contract for 2014" which states "*that the SPCA contract for the year 2014 has been accepted as written.*" Was approved unanimously.

The Madison County DOH 2013 Sanitary Survey was received. The only points of interest were 1) Periodic inspections of the well field and surrounding area were recommended and that screening on both well heads be checked for structural integrity and replaced if necessary. 2) During the inspection it was observed that discharge of the blow-off pipe could not be located. The discharge for the system blow off line must be located and screened prior to the next inspection and the floor drain in the water treatment plant should also be properly screened. 3) The Village must develop and implement a cross connection control program in accordance with Subpart 5-1.31 of the State Sanitary Code. The development of a cross connection control plan should be a priority for the Village. Chapman asked if the residents could be given a deadline. Moore will contact Van Heusen.

Retired DPW worker Ike Thayer is currently the only employee authorized to issue Overnight Parking Tickets. Excell would like to make DPW worker, Marc Tucker the Parking Enforcement Officer.

#### Motion #7-11.12.13

On a motion by Hayes, seconded by Moore Resolution 32-7 "Appointment of Marc Tucker to Parking Enforcement Officer for the Village of Earlville" stating "*the Board of Trustees hereby approves the appointment of Marc Tucker to 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.*" Was approved unanimously, 4-0

A budget workshop is scheduled for December 9<sup>th</sup> at 6:30 p.m.

Excell stated that he has been talking to Acee about vendor permits...they will be raising their vendor permit fees because out of town vendors are taking money away from business that are Village paying taxes. Excell would like to charge vendor fees to out of town vendors that do not pay village taxes. Hayes asked how often this would come up. Excell stated that there is one vendor that would like to set up a cart every day in the village. The Farmers Market and Bake Sales would be exempt. Excell feels it would also

apply to the ice cream truck that drives around the Village in the summer months. Trustee Moore stated that \$200.00 a year sounded fair to him.

Motion #8-11.12.13

On a motion by Trustee Moore, seconded by Trustee Hayes- Vending Fees for non- event specific vendors will be \$200.00 per calendar year (January 1<sup>st</sup> from December 31<sup>st</sup>). There will be no prorating for this. Motion approved unanimously.

Hayes stated that Excell and Hayes went to hazard mitigation meeting last week. They are willing to work with the village to come up with a hazard mitigation plan. Hayes will contact them and arrange for a time for Board members to meet and work on this.

PUBLIC COMMENT

In Public Comment someone commented on the person down to Quick Way that occasionally sells chicken from his vehicle. Excell stated that he would also have to obtain a \$200.00 permit.

With nothing further to discuss, Trustee Moore motioned to adjourn the Village of Earlville Board Meeting at 8:14 pm, seconded by Trustee Chapman 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 12, 2013.”



Kelly Beach  
Clerk-Treasurer

Village of Earlville

- Village Seal -

*Resolution 32-6  
Renewal of SPCA Contract for 2014*

*Motion was made by Trustee*

*At the regular 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 12<sup>th</sup> day of November, 2013*

*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:*

*NOW THEREFORE on motion duly made and carried:*

*BE IT RESOLVED, that the SPCA contract for the year 2014 has been accepted as written.*

*Seconded by Board Member*

*Ayes: 4*

*Nays: 0*

*Carried*

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

*I hereby certify that this resolution was adopted on November 12, 2013 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.*

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

*– Seal –*

*Resolution 32-7*

*“Appointment of Marc Tucker to Parking Enforcement Officer for the Village of Earlville”*

*Motion made by*

*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 12th day of November 2013,*

*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:*

*NOW THEREFORE, on motion duly made and carried: the Village Board approves the “appointment of Marc Tucker to Parking Enforcement Officer for the Village of Earlville”*

*BE IT RESOLVED, that the Village of Earlville and the Board of Trustees hereby approve the appointment of Marc Tucker to 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 November 12, 2013 and is recorded in the Meeting Minutes of the Village of Earlville Board of Trustees.*

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

*– Seal –*