

VILLAGE OF EARLVILLE

Regular Monthly Meeting
Village Hall

Oct. 13, 2009
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 5th day of October, 2009.

Village Mayor Toni Campbell called the meeting to order at 7:04 p.m. Board members present were Trustees Mark Doeberl, William Excell, Gerald Hayes and Henry Moore. Also present were Fire Chief David Baird and members of the public. Village Clerk-Treasurer Christian Vischi was excused for illness. Trustee Moore took the meeting minutes.

Trustee Doeberl made a motion to accept the Aug. 24, 2009 regular board meeting minutes, seconded by Trustee Excell, and it carried 4-0. Trustee Hayes then made a motion to accept the Sept. 8, 2009 regular board meeting minutes, seconded by Trustee Doeberl, and it carried 4-0. On a motion by Trustee Doeberl, seconded by Trustee Hayes and carried 4-0, the board approved the regular board minutes from Sept. 22, 2009.

On a motion by Trustee Moore, second by Trustee Excell and approved 4-0, the board approved Abstract #582 (Vouchers #6102-6109). Abstract #583 (Vouchers #6110-6120) was then approved on a motion by Trustee Excell, seconded by Trustee Hayes and approved 4-0.

Trustee Hayes reminded the board that the EFD's Casino Night will be held Oct. 24 from 6 to 9 p.m. Travis Whitmore and Chelsea Worden have been removed from roll of Earlville Fire Department. The village will hold a Halloween Party on Oct. 30, and the Earlville Opera House will host a Haunted House. There are two ongoing art shows at the EOH. There was no update on the driveway situation at the Quincy Square Museum and lawyers are now involved.

Fire Chief Baird relayed that additional work needs to be done on 153. He said he will give the board further updates when more information is known.

The leaf box and machinery is in working order and the DPW has started leaf collection today.

Trustee Excell relayed that CEO Matthew Van Heusen is going to court with the owner of 4 Madison St.; has issued two permit notifications; and gave to the board notes on code compliance and some recommendations.

Trustee Moore said there was no report from the Animal Control Officer and Justice Faulkner's September court report included fines, fees and surcharges of \$840. This represented his presiding over nine individuals with 12 statute violations.

Fire Chief Baird is arranging for training on the Pierce's foam capabilities, and discussion ensued about partnering with neighboring fire departments, and the shelf life and storage of foam.

Trustee Doeberl made a motion, seconded by Trustee Excell and carried 4-0, to adopt Resolution 29-6 "Adoption of Overtime Pay Policy." One member of the public gave input into the discussion. Although the Village adheres to the U.S. Department of Labor's Fair Labor Standards Act, the new policy gives the board better financial control over payroll.

In reviewing the potential Employee Policy Handbook, points of discussion included:

- Removing the section on Avian Influenza Leave
- Discussion and explanation of "work site"

- Inserting the following on page 30: “Employees are allowed an unpaid 30 minute lunch break. Lunch breaks generally are taken between the hours of 11:00 a.m. and 2 p.m.”
- Discussion of pay differential of Active Reserve or National Guard Duty employees
- “Recording Devices” as listed on page 47 was explained
- The start of insurance coverage for full-time employment was changed from “the first day of the first month following 90 days of employment” to “the first day of the first month following 60 days of employment.”

The trustees were asked to familiarize themselves for discussion pages 51-81 for the next meeting.

After discussion, the mayor will have the clerk make available any applicable state laws for the trustees to review on junk. The mayor urged the trustees to review the information for the next meeting so that action could be taken more swiftly.

Trustee Doeberl made a motion to tentatively approve:

- A Local Law Providing for the Administration and Enforcement of The New York State Uniform Fire Prevention and Building Code; and
- A Local Law For Flood Damage Prevention as Authorized by The New York State Constitution, Article IX, Section 2, And Environmental Conservation Law, Article 36

Trustee Excell seconded the motion and it carried 4-0. They will be sent to Village Attorney William Getman for approval.

On a motion by Trustee Hayes, seconded by Trustee Doeberl and carried 4-0, the board approved Resolution 29-7 “Return of Unpaid Village Taxes to Chenango County” in the amount of \$10,729.12. On a motion by Trustee Hayes, seconded by Trustee Doeberl and carried 4-0, the board approved Resolution 29-8 “Return of Unpaid Village Taxes to Madison County” in the amount of \$15,240.58.

The Sherburne Recreation Board hosted a meeting in Sherburne to discuss this year’s and next year’s program. In attendance were Mayor Campbell and Trustee Moore. After discussion of the events of that meeting, Trustee Excell asked Mayor Campbell to contact the Village of Hamilton about partnering with them for 2010.

The village will sponsor the annual Halloween Party on Oct. 31 in the Earlville Fire Hall. Winterfest will be held the weekend of Dec. 5, including a parade that day. A new event in the works is Fruitcake Curling, and one team will be formed of Mayor Campbell and Trustees Hayes and Excell.

A letter was read from Cornell Cooperative Extension.

On a motion by Trustee Moore, seconded by Trustee Doeberl and carried 4-0, the board entered executive session at 8:40 p.m. to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. At 8:56 p.m. the board reentered public session on a motion by Trustee Hayes, seconded by Trustee Doeberl and carried 4-0. No action was taken in executive session.

Trustee Doeberl led discussion on a report from Barton & Loguidice that referenced 42 tree issues related to the water project.

R.T.C. will give the village a free path study from the water tank to the pump house, and it was approved on a motion by Trustee Excell, seconded by Trustee Moore and carried 4-0.

On a motion by Trustee Excell, seconded by Trustee Moore and carried 4-0, the board resolved to allow additional work for surveyor easements and property lines.

On a motion by Trustee Excell, seconded by Trustee Hayes and carried 4-0, the board adopted Resolution 29-9 “DPW Required to Maintain Commercial Driver’s License”.

Mayor Campbell read a letter from Community Memorial Hospital about a reception in Morrisville.

On a motion by Trustee Excell, seconded by Trustee Hayes and carried 4-0, the board adjourned at 9:13 p.m.