

VILLAGE OF EARLVILLE

**Regular Monthly Meeting
Village Hall**

**March 9, 2010
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 24th day of February, 2010.

Village Deputy Mayor Mark Doeberl called the meeting to order at 7:23 p.m. Board members present were Trustees Mark Doeberl, Gerald Hayes, Henry Moore and William Excell. Mayor Campbell was excused. Also present were Fire Chief David Baird, Justice Donald Misch, Village Clerk-Treasurer Christian Vischi and five members of the public. All votes as recorded, unless otherwise noted, were 3-0 with the following voting aye: Trustees Excell, Hayes and Moore.

Abstract 593 (Vouchers #6251-6272, 6274-6278, P0536) was approved 3-0 on a motion by Trustee Moore and a second from Trustee Excell. Abstract 594 (Vouchers #6273, 6279-6280, 6282-6290) was approved 3-0 on a motion by Trustee Moore with a second from Trustee Excell. Voucher 6281 was withheld for future discussion. The Capital Project Abstract 595 (Vouchers #CP2-CP3) was approved 3-0 on a motion by Trustee Moore and a second from Trustee Excell.

The judge's February court docket included 16 individuals with 19 statute violations for a total of fines, fees and surcharges of \$1,814.46. There was no activity of record for the Animal Control Officer.

Quincy Square Museum will reopen in April and would welcome new members, said Trustee Hayes. The Earlville Opera House is hosting an exhibit by Joel Koos from Feb. 27 to April 3 in the East Gallery and the annual TeensArt show from April 10 to May 15 in the West Gallery. There will also be a Felting Workshop on March 14 and April 11.

Fire Department officers were nominated at last month's meeting. Nominations from the floor will be taken at the March 11 meeting and the vote will take place by members in April. Fire Chief Baird presented a request for equipment purchases totaling \$4,830. Trustee Doeberl asked if any of the equipment was to outfit the new pumper and Baird said no. After an explanation from Baird on the need for the purchases, Trustee Hayes made a motion to approve them, seconded by Trustee Moore and carried 3-0. Trustee Excell abstained.

Trustee Doeberl said DPW has been cleaning up from the recent storm and addressing pot holes. The streets could be swept by the Hamilton crew as early as this week. The Planning Board is working on Earlville Days, and Rebecca Jantzen is planning a block party but will need the Village Board to pursue county and state permission to block part of West Main Street from the intersection with Route 12B to the west side of the Huff Brau property. Trustee Excell made a motion to approve the event and for the village to seek the required permission pending the time of the event. The motion was approved 3-0 with a second coming from Trustee Hayes.

Trustees Excell and Hayes will be talking with representatives from New Life Christian School this week about issues with their use of the Fayette Street school fields last year, and the pair said they believe everything will be resolved.

Trustees Excell and Moore, in ascertaining the right-of-way between the Douglas Block and the former Village Pizzeria property, saw surveys from 1997 and 2004 and it appears that the property immediately on the north side of the former pizzeria is owned by the post office property owner.

According to the surveys, no designated right-of-way has been granted and it is unknown if there is an agreed-upon right of way from the post office property owner.

A letter has been received from Justice James Peptis announcing his resignation from the position. Trustee Moore met with former Town of Hamilton Justice Donald Misch last week about the post.

On a motion by Trustee Moore, seconded by Trustee Hayes and carried 3-0, the board entered executive session at 7:51 p.m. to discuss a matter relating to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. Although the New York State's Open Government Law defines that such subject matter is appropriate for "discussion behind closed doors," Michael Kicinski said the matter did not need to be discussed in executive session.

At 8:05 p.m. the board reentered public session on a motion by Trustee Hayes, seconded by Trustee Moore and carried 3-0. No action was taken in executive session.

On a motion by Trustee Moore, seconded by Trustee Hayes and carried 3-0, the board accepted with regret the resignation of Justice James Peptis, effective April 3. On a motion by Trustee Moore, seconded by Trustee Hayes and carried 4-0, the board appointed Justice Donald Misch to serve at the Village of Earlville Justice, effective April 3 with the same terms, conditions and salary as Justice Peptis. Justice Misch is a New York State-certified justice. Justice Misch was sworn in by Deputy Mayor Mark Doeberl.

With signage still posted in the village for businesses that have closed, the DPW will remove the Village Café sign from the telephone pole and the Smith Block and Village Pizzeria owners will be contacted about removing signs as well.

Broedel and other propane suppliers will be contacted to solicit rates for the coming year.

Softball Commissioner Jeff Beaver held the 2010 inaugural meeting of coaches last week and relayed that things are going well.

Trustee Doeberl will again look into fireworks for Earlville Days this year. He also said a letter has been received from the Shasta Snowmobile Club of Sherburne that said the trails that snowmobilers are using through and around the village are not a designated trail and they therefore do not maintain them. They have asked their members to cease using those trails, and will be posting signs warning snowmobilers not to use them.

Trustee Doeberl updated the board on the water project, noting:

- The Water District formation is progressing in all four towns;
- Project plans and specifications have been sent to NYSDOT, NYSDOH and RD for review.
- Wissenbach Surveying has been authorized to proceed with maps, descriptions and other documentation necessary for securing easements and land acquisition necessary for the project construction.
- Tree removal will be included in the water project General Contract.
- NYSDOT stimulus-funded sidewalk projects on both North and South Main Street are anticipated for spring and early summer.

With no further business, Trustee Excell made the motion to adjourn at 8:25 p.m. It was carried 3-0 after a second from Trustee Moore.