

VILLAGE OF EARLVILLE

**Regular Monthly Meeting
Village Hall**

**July 10, 2007
7:00 pm**

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Village Mayor Toni Campbell called the meeting to order at 7:02 p.m. Board members present were Trustees Kim Boomhower, Mark Doeberl and Gerald Hayes. Trustee Amy Clark was excused. Also present were Village Clerk Christian Vischi, David Baird of the Earlville Fire Department and approximately 12 members of the public.

After brief discussion, a motion was made by Trustee Boomhower, seconded by Trustee Hayes, to accept the June 12 regular session minutes with the following changes: change the Opera Block "Move-Up" information to 9 a.m. to 11:30 a.m. July 15; change wording of work completed by DPW contracted employee Douglas Smith to scraping windows; and correct spelling of Trustee Doeberl and member of public Michael Kicinski. The motion carried 3-0.

Mayor Campbell added voucher #5139 to Abstract #526. She said the rate increase was not budgeted for and the issue would be discussed in new business. Trustee Doeberl made a motion to accept Abstract #526 (vouchers #5116-5139), seconded by Trustee Boomhower. With no further discussion the motion carried, 3-0.

Trustee Boomhower gave the water report, stating that the committee held a meeting at 6:30 p.m. Tuesday, June 26, at the Village Office and is currently working on informational fliers.

Trustee Boomhower did not receive a monthly report from Code Enforcement Office Matt Van Heusen prior to the meeting.

For the Justice Department, Trustee Boomhower reported that only three tickets were issued in the prior month and a check for \$15 was sent to the State Comptroller for fines and fees collection.

As request was made by the mayor to have the fire department sign advertise the next water committee meeting and David Baird said that would be fine.

Trustee Doeberl reported on the milieu of department of public works for the prior month, including brush mowing, trim painting, cold patching, water meter work and more. The DPW wanted to express thanks to Campbell Applicators for the use of the high lift to paint the Fire Department.

Trustee Doeberl also reported that he received an estimate for the repairs of village streets and will be in discussion with Madison County about available monies.

After brief discussion, Trustee Hayes made a motion for brush pick-up to be set for Mondays by the DPW crew, seconded by Trustee Doeberl. The motion carried 3-0 and notices are to be printed in the area newspapers.

Trustee Hayes said he had no report at this time.

Mayor Campbell said the specialized law enforcement agreement has been sent to Madison County and that insurance is in place. She said everything is moving forward, with special police coverage anticipated to begin the early part of August. She reported that the Fayette Street police building will become a field station for the Madison County Sheriff's Department, a sheriff's car will be housed there and a deputy will report in and out of that building. The second portion of the contract with Madison stipulates 16-hours per week of specialized police coverage within the village limits, separate from the deputy that will report in and out of the building. The second portion's hours will be scheduled on a

monthly basis – billed monthly to the village - with an annual contract budgeted for \$20,000 per year. A monthly activity report will be generated by the department for the village board. No motion was needed, Mayor Campbell said, until the contract is ready for final approval.

Mayor Campbell asked the clerk to draft a letter to the Retired & Senior Volunteer Program recognizing the program and their clients' contributions to the community.

Trustee Doeberl said the only feedback changes he received were from Trustee Hayes, and he stated he fully agreed with them. Trustee Boomhower made a motion to approve the 2007 Earlville Community Survey, seconded by Trustee Hayes, with the addition of an "importance scale" for question one (1 – being most important to 5 – being least important), and a return-by date change to Aug. 8. The motion carried 3-0.

Mayor Campbell recommended that the Earlville Planning Board meet on Aug. 13 to tally the answers. She thanked the Planning Board for their hard work in composing the survey. She also requested to be put on Planning Board agenda for their July 18 regular meeting.

After a request for payment, Mayor Campbell asked the clerk to voucher for \$5,000 for the Partnership for Community Development.

Mark Taub presented a variance request for 5 East Main Street (owned by M. Burton Marshall, project administrator Partnership for Community Development) to create a ramp in front of said building with a ramp similar to one at the Earlville Opera House. He said the variance request was only for a few inches of village sidewalk to meet code. Trustee Boomhower will contact Code Enforcement Officer Matt Van Heusen to find out if the project meets village code. Mayor Campbell said she did not foresee a problem, but wanted the village attorney to view the plans.

Mark Taub also made a request for the balance of \$5,000 to be paid to the Partnership for Community Development. A check will be drawn up this week and mailed out. Giving an update on the Streetscape Process, Taub said it was slow, but coming along. The scope of the project will be coming from the electrical engineer and the lights installed to date look good, Taub said.

David Wright of 27 Fayette Street presented his variance request to the village for the keeping of livestock. A resident asked if there is another property in the village that has livestock and Mayor Campbell answered yes. Trustee Doeberl then clarified New York State law, which reads that there cannot be a variance on an existing law. A variance only relates to matters of zoning, and the village is without zoning (i.e. commercial, residential, agricultural). Doeberl said an exception to the law would need to be drawn up for livestock to be permitted, including the reason the board came to the exception, the conditions that must be met by said property owner, the consequences if those conditions are not met, and the specific length of time the exception would be in place for. Mayor Campbell asked to table the discussion until the August meeting, awaiting further information from NYS Ag. & Markets and NYCOM. The motion was made by Trustee Boomhower, seconded by Trustee Doeberl. No vote was needed.

Mayor Campbell said to the board that the budget does not have room for double the expenditure for cleaning service. She suggested once a month cleaning and it was agreed to see how that works out.

At the mayor's request, a letter was drafted to Kate Steiner thanking her for her contribution to the beautification of Earlville by her volunteer hours of planting/tending the village flower barrels.

After brief discussion, Trustee Boomhower made the motion to approve a charge for FOIL requests at \$0.25 per page as per NYS Public Officers Law, seconded by Trustee Doeberl. The motion carried 3-0.

Mayor Campbell thanked the village clerk for putting together a certificates of deposit proposal. She said the village is only making a little money in savings and it is not the most financially

responsible thing to do as a board to keep the bulk of the village's revenue in the low interest yield savings account. Trustee Hayes made the motion, seconded by Trustee Boomhower, to establish the following:

- Three (3) month CD maturing on 10/03/2007. Transfer of \$50,000 to yield a fixed 5.020 percent interest (5.14% APY) at CD maturity.

- Two (2) month CD maturing on 9/03/2007. Transfer of \$55,000 to yield a fixed 4.970 percent interest (5.08% APY) at CD maturity.

- One (1) month CD maturing on 8/03/2007. Transfer of \$70,000 to yield a fixed 4.950 percent interest (5.06% APY) at CD maturity.

The motion carried 3-0.

Mayor Campbell read the New York State Law (Section 215.2) that basically reads no person shall burn, cause, suffer, allow or permit the burning of an open fire.

The board approved the amendment to the municipal bank accounts to add Trustee Doeberl as the new Deputy Mayor, with all said signing and bank account transfer rights, and remove Trustee Boomhower.

Mayor Campbell asked the board to be prepared at the August regular session to discuss the possibility of selling the village police car to the Village of Sherburne. The village vehicle is a 1996 Crown Victoria with approximately 64,000 miles.

Another discussion item Mayor Campbell asked the board to consider is purchasing a new-to-the-village pumper to replace the Fire Departments Pumper 152 that will not meet MFPA standards in one year and will have to come out of service, according to David Baird. Mayor Campbell said the board needs to have a serious discussion as the market is very good at the moment. She said the fire contracts offset some of the cost from the village budget and there is an upcoming Fire Contract Meeting scheduled for 7 p.m. Aug. 9 with the advisory board and area town supervisors invited.

The Earlville Move-Up Day was discussed and it was noted that the DPW will flush the hydrants on Thursday night in preparation for Sunday's (July 15) fire department's simulated incident.

Trustee Hayes asked to see if the re-appointed election inspectors are still interested in serving in that capacity for the coming election season.

During public comment, a resident asked if there was a sound ordinance in the village, citing late-night skateboarders as a sound nuisance. Mayor Campbell said Trustee Clark has spoken with the skateboarders, and there have been extra county and state police patrols in the village. Mayor Campbell said Trustee Clark has scheduled another youth meeting and will address it again.

With no further public comment, the meeting was adjourned at 8:42 p.m. with a motion by Trustee Boomhower, seconded by Trustee Doeberl and a vote of 3-0.

The next meeting will be held at 7 p.m. Aug. 14 at the Village Hall.