

# VILLAGE OF EARLVILLE

Regular Monthly Meeting  
Village Hall

June 12, 2012  
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 May 8, 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 7:02 p.m. Board members present were Trustees Gerald Hayes, Henry Moore, Sara Chapman and Margaret Corey. Also present were Village Clerk Treasurer Kelly Beach, Ed Meyers and Shari Taylor.

Sherri Taylor spoke first stating that they had someone in to look at the ramp in front of the Library. The contractor stated in his opinion the whole thing needed to be dug up and replaced. It was suggested that if it is going to be ripped out, to use the materials that look like wood, but lasts a lot longer. Moore stated that it lasts a long time and therefore it may be worth the cost. Excell suggested that Taylor look into the cost and get back to the Board. Taylor left at 7:18

Abstract 673 as presented for Board approval included General Fund Voucher's #7036-7049 totaling the sum of \$3,858.57. On a motion by Trustee Moore, seconded by Trustee Corey and approved 4-0, Abstract 673 was approved for payment. Abstract 674 as presented for Board approval, included the Fire Department PO #0061-0064 totaling \$3,383.97 was approved on a motion by Trustee Moore, seconded by Trustee Corey, 4-0.

Meeting minutes for May 29, 2012 were approved on a motion by Hayes, seconded by Moore, 4-0.

In the Trustee reports, Chapman reported that the kids have been doing a good job at the skate park. There have been some complaints about the way the kids are spoken to by adults about sitting on top of the tables. Chapman has spoken to one person about parking at the skate park while waiting for a friend. Chapman went to the Lebanon Town Board meeting Monday night. She reported that they discussed the renewal of their Health Ins., hydrofracking, and will be holding public sessions regarding this issue of hydroplaning. Chapman reported that there was some discussion regarding their code enforcer.

Trustee Moore reported on the Code Enforcement Officer. There is an ongoing issue that still needs to go back to court, a complaint of a septic issue on East Main Street and he is working with the owner to resolve the issue. A violation was issued for high grass on North Main and he is waiting for a reply. CEO questioned whether the Board must notify the DPW to cut the grass or if he could just notify them. It was decided that the Board should be the ones to notify the DPW.

Trustee Corey reported on the event committee; they are working very hard on getting ready for Earlville Days.

Trustee Hayes reported that he spoke to the Opera House about additional handicapped parking in front of their business; they do not feel it is necessary. Hayes had nothing to report from the animal control or seniors. At the last Fire Department meeting, they talked about the proposed water charges to the Fire Department. There are 2 new Fire Dept. members; James Holmes and Bruce Jones. Baird is leaving in July. Hayes stated that Fire Trucks Plus reported that the Fire Department in Oklahoma was still interested in the fire truck but needed measurements of the truck to see if it would fit in their barn. At the fire meeting the other night, Chief Huff offered to make a video of the truck and it was e-mailed to them. A reply email was received tonight; turns out the truck is too long for their building. Excell has been talking to Sherburne regarding shared services for heating oil. Sherburne contracts with BOCES and they have already started the yearly contract, so it is not an option. Hamilton is looking into other options for themselves, Hayes asked if Earlville should tell them we are interested also? Excell stated yes, tell them the Village is interested in joining with them on a heating fuel contract, it could save both them and us on costs



when signing a contract. Need to find out what a state bid would be and then take bids from other vendors. The Town of Hamilton Highway Dept. adopted a 7 year replacement program for their equipment. Moore stated Hilsinger has stopped in twice in the last month to talk about prank calls. Also, the SPCA called about dog with a sore on its throat, should village pay to take it to the vet? It was unanimously agreed that the dog is going to be put down in 2 days; therefore there was no logical reason to pay a vet bill. There was also a complaint about a puppy barking. Hilsinger has been calling Excell with dog control issues; he needs to call Trustee Hayes from now on.

Ed Meyer reported that the Town of Sherburne held their last meeting on May 9<sup>th</sup>. The Town has been dealing with an issue on Granville hill. Several septic variance requests have been received by the town. The town presently has a Flood Prevention law; however it will probably be turned over to the county to enforce. The new intersection at Webb Rd is completed and looks great. Time warner is recalculating their numbers before the Franchise Contract is accepted. The county wants to use Albro Rd as a detour while they do work on Route 12. The Town has put a bid out for a new mower for the town highway.

In Old Business, Excell and Tucker had been talking about utilizing the cub cadet and the backhoe as a trade in to purchase one tractor that can be used. Tucker went around looking at tractors and mowers. He looked at Kubota's and Ferris's; Kubota was cheaper by almost \$10,000 and had all the attachments that the village would need. Tucker feels the backhoe is probably worth \$10,000 and tractor also \$10,000.00 Tucker also stated that there is a Toro tractor not in use that could also be sold. The Cub cadet lawn mower that is presently being used to mow lawns is billowing white smoke and he expects it to quite working at any time. Tucker has looked around and found a 52" Ferris mower with a list price of \$8,100.00 and a State bid price of \$5,391.00. He stated that working at the cemetery previously and using Toro lawn mowers there it is his opinion that they work very well, and have a good 2 year warranty. Excell asked about trading the Cub Cadet in - tucker said yes, Clinton tractor would buy the Cub Cadet. Excell asked about replacement time, tucker stated he thought they should be replaced at least every 5 yrs. Excell feels that something needs to be done now before the Cadet dies. Corey asked if the Cadet could be traded in towards purchase. Tucker stated it is in pretty rough shape so we probably wouldn't get much for it. Tucker suggested keeping cadet as a trade in. Trustee Moore motioned to purchase the Ferris Briggs and Stratton, Corey seconded 4-0. Moore motioned trading the Village lawn mower in every 4 years, this was seconded by Chapman, 4-0. Chapman mentioned to wait till after the mowing season before purchasing a big tractor. Excell agrees, but would like it done before winter. Tucker will look into bids.

Street signs are in and ready to be put up. The "No Parking" signs have been removed from the Museum block.

Excell spoke with undersheriff regarding speeding problems on Fayette. The Sheriff had a speed monitor put on Fayette Street. Excell also met about the room in the courtroom. They paced out the size of the room needed for the new office. The room would be the same length and also the same width of the judges. Excell would like to contact a contractor to get specs for the work that needs to be done. Hayes will contact a contractor to give specs.

Preston street job bid, Excell received a bid from Mirabito for \$26,000 for bid work with 2<sup>nd</sup> option at \$16,000, which was not what the Village asked for. Yacono gave bid of \$14,000 to do the work as advertised in the paper. There was a motion by Corey to accept the bid from Yacono as it was the lowest bid and most closely met the requirements, seconded by Chapman 4-0.

Excel stated a law needs to be established for the hours that the skate park is in operation. This was tabled until next month. Chapman stated that she had a carpenter look at the ramps. Devin little offered his time and labor to work on the ramps.

D&L is here and working on grass. There have been many compliments regarding their work and ethics. Hayes reported that they were at his house using the weed eater to cut the weeds, raking the cut stuff off and when they got done there was a lot of grass growing in underneath. Excell stated he spoke with a DOT person who told him that if you mow and then seed, the grass will kill off the weeds.

Excell received a call from Eileen Hoffman who wanted to know if the village could use some student workers over the summer. They will be working for the village over the summer.

Excell would like to hire a part time office worker to help with the filing and general office work. It would be a 20 hour week at \$8.50 an hour. On a motion by Corey, seconded by Moore, 4-0 it was agreed.

In New Business Moore brought up a water account with issues. An account was shut off for non-payment. The home owner turned the water back on that night; it was discovered by DPW the next



morning and was told that the wife had lung cancer and they needed the water for her treatment. NYCOM and Madison County Health Department were contacted and they advised that the water could be shut off; there was no law against it. Moore agreed that they had 5 days to pay the bill (by that Friday). The resident paid \$158.00 towards the bill by the extended due date, but does not feel that they should have to pay the \$50.00 reconnect fee since the DPW did not turn the water back on, the resident did. Excell stated he would have felt more comfortable if the resident had come to a Board member and explained the circumstances. Need to make a decision whether they pay the \$50.00. On a motion by Chapman, seconded by Corey, 3-0 (Hayes abstained as he knows the resident) the resident does need to pay the \$50.00 reconnect fee and should be satisfied with the fee, if the authorities had been called in, the theft of services fines would have been greater than the reconnect fees had the Village chosen to pursue that avenue. It was unanimously agreed that in future, if someone turns the water on themselves without coming to a board member, an arrest will be made.

Chapman reported that a complaint was made to the library regarding smoking in front of the entry door.

The Vellano Brothers Inc. contract was discussed. To date, 228 5/8" meters and the meter reading equipment have been delivered. Approximately 223.5 of the 5/8" meters and all of the radio read equipment will be paid for by the RD grant money which totals \$48,592.68. The final quantity of meters needs to be determined soon to enable Vellano to fulfill their contract by providing the remaining meters. It is estimated that the Village will need to contribute the remaining \$33,281.32 if we wish to purchase the remaining meters. The Clerk-Treasurer has spoken with James from Vellano Brothers Inc. and he advised that that meters could still be bought by the Village in small increments at the contract price of \$164.00 each, however the Village will need a new contract to lock in a new price after the contract ends November 11, 2012. Per Excell, DPW will need to figure out how many more meters are needed before the Village can proceed. There will be a meeting with B&L, Vacri Construction, USDA RD and Board members that would like to attend on July 3<sup>rd</sup> at 1:00pm to discuss the project, accept the work done as being final and satisfactory and to begin the closing with USDA RD. Mayor Excell stated he planned on attending as well as Trustee Hayes.

There was no public comment.

With nothing further to discuss, Trustee Moore motioned to adjourn the Village of Earlville Board Meeting at 9:17pm, 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 on June 12, 2012."



Kelly Beach  
Clerk-Treasurer

Village of Earlville

- Village Seal -