

Pledge of Allegiance

**PUBLIC MEETING**

**May 18, 2016**

**7:00 PM**

**MAYOR JOSEPH ORLOW PRESIDING**

**PRESENT**

Trustee William Hayes  
 Trustee Anthony Girard  
 Trustee Timothy Carota  
 Trustee Edward LaFave

Brian Abare, Dpw Superintendent  
 Michael Muller, Attorney

Approve Minutes from the May 4, 2016 Board Meeting – Approved by Trustee Girard with the correction that he was present at that meeting; seconded by Trustee Carota and the Board unanimously approved.

Approve bills audited tonight – Approved by Trustee Carota; seconded by Trustee Girard and the Board unanimously approved.

| FY 2016-2017<br><u>Vouchers 91847-91908</u> | FY 2016-2017<br><u>Voucher #31</u> | FY 2016-2017<br><u>MDP 34</u> |
|---------------------------------------------|------------------------------------|-------------------------------|
| General Fund \$24,279.81                    | J. Benoit Project Fund \$447.75    | Parade Fund \$ 110.00         |
| Water Fund 7,547.73                         | Total \$447.75                     | Total \$ 110.00               |
| Sewer <u>220,417.38</u>                     |                                    |                               |
| Total \$252,244.92                          |                                    |                               |

Public Forum

Harry Gutheil, was present asking what was happening with the CSEA Prescription coverage that is carried by the PBA and the CSEA unions. He stated this is duplicate coverage and that he mentioned this a few meetings ago and figured by this point it would be an agenda item. He

wants to know how long it is going to take to have this duplicate coverage problem settled. Mayor Orlow stated that the Village is currently talking with the unions but at his time he cannot comment on the conversations that have taken place. Mr. Gutheil pressed on for an answer as to how long it will take. Attorney Muller stated to Mr. Gutheil that he can assure him that conversation with the unions have taken place and at this time both parties are trying to work it out without the expense of controversy and litigation. Mr. Gutheil feels this is of an urgency and it should have been removed from the new contract.

TJ Chagnon, Circle Drive resident and president of the CSEA addressed Mr. Gutheil by stating that he will protect the benefits of the union and because of the negative publicity that Mr. Gutheil has raised in this matter it is not a good situation for the Village and the unions.

Mayor Orlow then asked if there were any additional comments or questions for the Public Forum. There were no comments.

## **AGENDA**

### **1) CSEA Employees Benefit Fund – Retiree Vision Memorandum of Agreement**

Tabled until the June 1, 2016 meeting to give Attorney Muller time to review it.

### **2) Village Budget Technical Corrections/Adjustment Resolution**

Attorney Muller stated that there were two Technical Corrections/Adjustment to the 2016-2017 budget that needs to be corrected before it can be filed with NYS. Both line items were adjusted at the April 7, 2016 Public Meeting in which the Tentative Budget was accepted. However on April 29, 2016 the Budget was adopted with no discussion or resolutions to change the items but yet they were different between the Tentative Budget and the Adopted Budget. Trustee Carota moved to approve the corrections to the following line items. A1640.407 Building Repairs/Maintenance (DPW) Line Item A3120.0420 and

Computer Support (Public Safety Law Enforcement). Trustee Hayes moved to second the motion and the Board unanimously approved. Abstaining was Trustee Girard. (Resolution on file with the minutes)

**a. Correction to April 29, 2016 minutes**

Mayor Orlow stated that with the correction to the Adopted budget line items there will also need to be a correction to the Special Public Meeting minutes from April 29, 2017. The corrected General Appropriated Fund Balance will be \$49,067.00 and a total General Budget of \$2,604,967. Trustee Carota moved to approve the correction to the April 29, 2016 minutes. Seconded by Trustee Hayes and the Board unanimously approved.

**3) Memorial Day Parade Participation, Friday, May 27, 2016**

The Village Board has received a letter from Debra Wright, Memorial Day Parade Chairman asking for their presence at the parade on Friday, May 27, 2016 at 6:00 pm. The Board that can attend is Trustee LaFave, Trustee Hayes, and Trustee Girard. Trustee Carota and Mayor Orlow are not in Town and therefore will not be able to attend. The Clerk-Treasurer will notify Ms. Wright who can attend.

**4) Gazebo Request -Jennifer Mound, September 10, 2016**

Trustee LaFave moved to approve the gazebo request for Jennifer Mound for September 10, 2016. Trustee Carota seconded the motion and the Board unanimously approved.

**5) Request for Veterans Memorial Park – Linda Gifford, Farmers Market on Mondays from 10:00 am - 1:00 pm during the months of June – October**

Trustee LaFave moved to approve the Farmers Market to be held in the Veterans Memorial Park on Monday during the months of June – October. Trustee Carota seconded the motion and the Board unanimously approved.

**6) Gazebo Park Request- CheriLyn Dempsey request use of the park for a class luncheon – Friday June 17, 2016 (rain date Monday, June 20, 2016) from 11:30 am - 1:45 pm.**

The Board has received a letter to use the gazebo area from CheriLynn Dempsey who requested use of the gazebo park for a Oliver W. Winch Middle School class luncheon – Friday June 17, 2016 (rain date Monday, June 20, 2016) from 11:30 am - 1:45 pm. The letter states that they will be cooking a bar-b-q lunch, but unfortunately the request form states “no cooking on premises”. Trustee LaFave mentioned that the John Benoit Park does allow cooking and has bathroom facility. Mayor Orlow will verify tomorrow if the John Benoit area will be available. Trustee LaFave moved to approve the request with a waiver for them to cook at the Betar By-Way Park if the John Benoit Park will not be available; seconded by Trustee Hayes and the Board unanimously approved.

**7) Acknowledge New Fire Company Members**

Trustee LaFave moved to acknowledge the following as Fire Company members:

1. Joshua Clark
2. David Swota

Trustee Girard seconded the motion and the Board unanimously approved.

**8) Village Municipal Complex closed on Friday, May 27, 2016**

Mayor Orlow stated that this informational only.

**9) April 2016 Financial Statement**

Trustee Carota moved to approve the April 2016 Financial Statement; seconded by Trustee Hayes and the Board unanimously approved.

**10) Account Transfers**

Trustee Hayes moved to approve the following transfers:

|          |            |    |                 |            |
|----------|------------|----|-----------------|------------|
| 1. FROM: | G1990.0400 | CE | Contingency     | \$5,131.44 |
| TO:      | G8130.0100 | PS | Sewer Disp -Reg | \$5,131.44 |

|    |                   |     |                      |            |
|----|-------------------|-----|----------------------|------------|
| 2. | FROM: G1990.0400  | CE  | Contingency          | \$1,300.00 |
|    | TO: A5110.0100    | PS  | Sewage Disp - OT     | \$1,300.00 |
| 3. | FROM: A1990.0400  | F/M | Contingency          | \$492.00   |
|    | TO: A5110.0800    | F/M | Sewage Disp FICA/Med | \$492.00   |
| 4. | FROM: FX1990.0400 | CE  | Contingency          | \$4,306.00 |
|    | FX8340.0100       | PS  | Water Trans – Reg    | \$4,000.00 |
|    | FX8340.0800       | F/M | FICA/Med             | \$ 306.00  |
| 5. | FROM: A1990.0400  | CE  | Contingency          | \$6,459.00 |
|    | A3120.0103        | PS  | Part-time Officers   | \$6,000.00 |
|    | A3120.0800        | F/M | FICA/Med             | \$ 459.00  |

Trustee Carota seconded the motion and the Board unanimously approve.

#### **11) Animal Control Report – on file**

#### **12) DPW Report – on file**

Part-time Summer DPW Crew will start work on July 5, 2016

Part-Time Park O & M DPW laborer will begin May 31, 2016

#### **13) Trustee’s Report**

**Trustee Hayes** – Stated that a grant for the painting of the water tower is under way. The contract with the Chazen Engineering to do the application was approved over a month ago. There are two items that need to be complied with and included with the grant submission paperwork prior to the deadline of June 20, 2016. Attorney Muller stated that tonight the Board will discuss and review a SEQR Type II Determination and Bond Resolution (with Estoppel Certification). (on file with the minutes).

Trustee Girard made a motion to accept the SEQRA form and for the Board members to sign it; seconded by Trustee LaFave and unanimously approved by the Board.

Trustee Hayes then stated that the next item is the Bond Resolution. Attorney Muller read and reviewed the resolution. Trustee Hayes stated that the Bond Resolution indicates a

maximum project cost of \$1,700,000, but with the water cd fund and the grant of \$600,000 the Village will not possibly borrow that much. The actually work is 1,100,000 to 1,200,000, construction work, inspection document and the inside and closeout, minority laws total the rest of the cost. There is a lead base paint on the outside of the tank (inside only) which will be taken completely off and repainted. At this time there are brackets to be welded to the top of the tank and an adjustable drape that will contain all the paint and lead that is being removed. If scaffolding is involved it will be very expensive due to insurance issues and the painting requirements in NYS are now under the Bridge workers NYC scale. Attorney Muller read the Bond Resolution and stated that even though the Village will not borrow \$1,700,000 this resolution stated that you certainly could borrow that much. Trustee Carota asked what the deadline was for the grant. Trustee Hayes stated June 20, 2016 is the application deadline and there is no set date as to when the awards will be announced. The grant is a 60/40 award. Trustee Carota asked to review the specifications of the grant process. Trustee Hayes stated that everyone on the Board has a copy of the scope of services and handed Trustee Carota his copy to review. Trustee Hayes stated that he hopes to have the entire grant application from the consultants 10 days prior the submission deadline for the Board to review. Attorney Muller stated that if this is approved tonight it will be published in the Post Star and the statutory period begins the day of publication. Trustee Hayes moved to approve the Bond Resolution; seconded by Trustee Girard and the Board unanimously approved.

**Trustee Carota**- None

**Trustee LaFave** – Parade reported above

**Trustee Girard** – The Village is also currently working on the surveys for the CDGB grant which will help with the water infrastructure project on Prospect Street. The Village is looking for volunteers and will be going door to door to try to get the participate requirements to comply with the grant requirements. Currently the consultants have indicated that the Village still needs approximately 75 more surveys returned. There will be an information meeting on Friday, May 20, 2016 10:00 am in the Village Complex for any volunteers who wish to help with this process.

**12) Mayor Report – on file**

Public Forum

Mr. Gutheil is very shocked that he came to this meeting with no knowledge at all of the items discussed in Trustee Hayes report. Mr. Gutheil wants to know how this happens with no Board decision and he has not heard of such a thing and things seem to be totally wrong. Trustee Girard stated that how weight is assigned to the grant procedure is that last year we did not qualify for the grant because certain items were not included in the application, and now this year the Village has a chance for Round 2 and the items discuss in Trustee Hayes report need to be part of the application process. Mr. Gutheil feels that if this is a Federal grant policy then all elected officials should be in touch with the Federal government officials. Attorney Muller stated that there is a 20 day Permissive Referendum. Attorney Muller then stated to Mr. Gutheil the Village Board does not have the intent of borrow \$1,700,000, but this is a process that is needed to comply with the grant application for the Water Tower. As a tax payer he wants to know how much fund balance will be used and he feels the public has been left in the dark. Trustee Girard stated that the number of

\$1,700,000 was presented today to the Board and the Attorney. Mr. Gutheil stated additional RFP's be required to look at other consultants.

The Mayor asked if there was any additional information. There was none

At 7:58 pm Trustee Hayes move to close the meeting seconded by Trustee Carota the motion and the Board unanimously approved.

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Clerk-Treasurer