

Regular Meeting of the Village of Carthage Board of Trustees
Held in the Board Room of the Carthage Municipal Building
October 19, 2015

ATTENDANCE:

Members: President G. Wayne McIlroy; Deputy President Michael Astafan; Trustees Kathleen Latremore and Linda Smith-Spencer. Trustee Rebecca Vary was excused.

Others: Nine participation in government students and Elaine Avallone, Johnson Newspapers (7:15 p.m.).

CALL TO ORDER:

President McIlroy called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES:

Motion by Trustee Latremore and seconded by Deputy President Astafan to approve the minutes of the October 5, 2015 regular meeting as presented. Motion carried unanimously.

PUBLIC FORUM:

None.

CORRESPONDENCE:

President McIlroy read the correspondence received regarding the North Country Regional Roundtable on October 28, 2015 from 5:30 - 7:30 p.m. at the Village of West Carthage Municipal Building and encouraged Trustees to attend. President McIlroy reminded everyone that the Chamber of Commerce annual Business Awards Dinner is the same day and time.

President McIlroy read the letter received from the Department of Public Service regarding public hearings scheduled throughout the state regarding reforming the energy vision.

Motion by Trustee Latremore and seconded by Trustee Smith-Spencer to approve the request of the CHS 12 Honors Spook Trail Group on Friday, October 23, 2015 and Saturday, October 24, 2015 from 6:00 p.m. till 9:00 p.m. to conduct their annual Spook Trail Event at the Carthage Park and further to use the Recreation Building and waive the \$50.00 Rental Fee. Motion carried unanimously.

OLD BUSINESS:

None.

NEW BUSINESS:

Motion by Deputy President Astafan and seconded by Trustee Latremore authorizing President McIlroy to send a letter to the NYS Office of the Attorney General requesting a new opinion of General Municipal Law subsection 360 regarding the Village operating a power generating facility. Trustee Latremore asked if electric will be available to Village residents and President McIlroy responded probably. Motion carried unanimously.

PUBLIC HEARING:

President McIlroy opened the Public Hearing to discuss a local law to establish fees to cover administrative expenses involved in turning on and turning off water and in handling delinquent accounts as well as special readings on water meters at 7:11 p.m. President McIlroy asked two times if there was anyone who wanted to speak for or against the local law. With no one wishing to speak, there

was a motion by Deputy President Astafan and seconded by Trustee Smith-Spencer to close the hearing at 7:14 p.m.

Motion by Trustee Latremore and seconded by Deputy President Astafan to adopt Local Law #3 of 2015 as follows:

A local law to amend Chapter 140 of the Village Code.

Article 1. - Statement of Authority. The Board of Trustees of the Village of Carthage, pursuant to the authority granted it under Article 11 of the Village Law and Sections 10 and 20 of the Municipal Home Rule Law hereby enact as follows:

Article 2. - Statement of Findings and Purpose. The Board of Trustees of the Village of Carthage hereby finds that there is a certain amount of administrative work involved in turning on and turning off of water and in handling delinquent accounts as well as special readings on water meters. There is also costs involved with respect to sprinkler systems as the water used in sprinkler systems does not flow through a meter. It is the purpose of this local law to establish fees to cover administrative expenses associated with these things.

Article 3. - Enactment. The Board of Trustees of the Village of Carthage hereby amends Chapter 140 of the Village of Carthage Code as follows:

A. Section 140-6 is hereby amended to provide the following additional language:

"The Village may establish from time to time by resolution a fee for any special reading of meters other than quarterly readings."

B. Section 140-10 is hereby amended as follows:

Amend Section B, the second to the last sentence change "failure to pay water bills within 70 days" change to "failure to pay water bills within 60 days".

Add a new Section D:

D. In addition to any other penalties established hereunder, there shall be an additional nonpayment fee of \$50.00 for bills that are not paid prior to the shutoff date.

C. Section 140-11 is hereby amended to add the following additional language:

"The Village Board shall establish from time to time by resolution a fee to discontinue service and a fee to recontinue service."

D. Section 140-13(B) shall be amended and as amended restated as follows:

"The Village Board may establish from time to time by resolution a fee for discontinuing service for violation of the rules and a further fee for recontinuing."

Article 4. Severability. If any part of this Chapter shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this Chapter.

Article 5. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

Motion carried unanimously.

The Clerk/Treasurer requested to hold over establishing the fees until the next regular meeting on November 2, 2015.

NEW BUSINESS:

Motion by Trustee Latremore and seconded by Deputy President Astafan to formally approve the Elm Street Crockfest on October 10, 2015 from 12:00 p.m. - 10:00 p.m. to include blocking the street during the event. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Smith-Spencer formally approving the DPW to cleanup garbage in front of 611 State Street and to submit the bill to court for restitution. Motion carried unanimously.

President McIlroy read the draft resolution with reference to designating acting superintendents in the absence of the DPW and Water Superintendents. President McIlroy asked Attorney Gebo if Timothy Steiner, Laborer could be designated as Acting Water Superintendent without a water license and Attorney Gebo stated Mr. Steiner is not qualified for the position without the license. After considerable discussion, the Board asked the Clerk/Treasurer to revise the resolution to designate only the Acting DPW Superintendent in the absence of the DPW Superintendent and further hold designating an Acting Water Superintendent over until the November 2, 2015 meeting.

Motion by Trustee Latremore and seconded by Trustee Smith-Spencer to adopt Resolution 14 of 2015 amended as follows:

WHEREAS, the Village of Carthage has an agreement with the Teamsters Local 687 on behalf of the Department of Public Works employees; and

WHEREAS, the agreement refers to the designation of "Acting Superintendent" should a Superintendent be away from the facility shall receive half the difference between the Superintendent's pay and their own wage rate; and

WHEREAS, the Village of Carthage has historically paid an "Acting Superintendent" when the DPW Superintendent has been on vacation for at least one week; and

WHEREAS, the Village of Carthage, based on the recommendation of the DPW Superintendent, desires to formally designate an "Acting Superintendent" when the DPW Superintendent is on vacation for at least one week;

BE IT RESOLVED as follows:

Acting DPW Superintendent - Vincent LeMeux, MEO Non-Standard

The foregoing resolution was duly adopted unanimously.

President McIlroy read the memo received from Chief Huber regarding being short a fulltime Police Officer. Chief Huber requests to be allowed to work unfilled shifts with additional compensation. Attorney Gebo advised the Board to discuss this with the Union Steward as this will shift bargaining work to management. Attorney Gebo also expressed the Chief is unable to work over sixty hours in one week and must have a twenty-four hour period off for every seven days worked. Attorney Gebo commended Chief Huber for his offer but stated he is unable to work as both a salary and hourly employee.

Motion by Trustee Latremore and seconded by Deputy President Astafan to table the Chief working additional shifts until further documentation is received from Attorney Gebo. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer to approve budget transfers for account balancing as follows:

A.1110.0421	Insurance	199.00
A.1110.0435	Special Items to Department	270.00
A.1110.0441	Utilities	-469.00
A.3120.0435	Special Items to Department	813.00
A.3120.0421	Insurance	-281.00
A.3120.0461	Vehicle/Equipment Fuel	-532.00
A.7310.0100	Youth Program Personal Services	245.00
A.8510.0400	Community Beautification Cont. Services	130.00
A.1990.0400	Contingencies Cont. Services	-375.00
G.8120.0430	Office Supplies	500.00
G.8120.0470	Job Supplies	-500.00

Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Smith-Spencer to accept the monthly departmental reports from Code Enforcement, Community Development, DPW Department, Police Department, Water Department, and Treasurer as presented. Motion carried unanimously. The Court report was not submitted.

Deputy President Astafan and Trustee Smith-Spencer reviewed the monthly bills and bank statements including reconciliations prior to the meeting. The documents were also available at the meeting.

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer to approve payment of payrolls and bills as follows: General Fund \$129,194.03; Special Grant Fund \$198.74; Water Fund \$12,664.57; Sewer Fund \$7,659.30; Joint General Fund \$15,131.31; and Joint Capital Fund \$0. Motion carried unanimously.

PRESIDENT MCILROY UPDATE:

President McIlroy stated he met with the St. Lawrence County IDA, DANC, and the railroad regarding the crossings on State Street and stated they are looking into fixing the tracks. President McIlroy stated there is a Joint Utility meeting on October 21, 2015 at 4:00 p.m. at the Village of Carthage Municipal Building; a CIDC meeting on October 21, 2015 at 4:00 p.m. at the Carthage Savings and Loan; a WPCF Capital Project meeting on October 27, 2015 at 10:00 a.m. at the plant to review the capital plans with employees; a NYCOM regional roundtable on October 28, 2015 at 5:30 p.m. at the Village of West Carthage; and the annual Chamber of Commerce Business Awards Dinner on October 28, 2015 at 5:30 p.m. at the Sahara Restaurant.

LIAISON REPORTS AND COMMENTS:

None.

ATTORNEY GEBO UPDATE:

Attorney Gebo requested an Executive Session to discuss a legal claim. Attorney Gebo stated the Jefferson County Town Supervisors Association continues to make progress regarding dog control for Villages within Jefferson County.

MEDIA QUESTIONS:

None.

EXECUTIVE SESSION:

Motion by Trustee Smith-Spencer and seconded by Deputy President Astafan to enter Executive Session at 7:40 p.m. to discuss a legal claim. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Latremore to resume Regular Session at 8:07 p.m. Motion carried unanimously.

ADJOURNMENT:

Motion by Trustee Smith-Spencer and seconded by Deputy President Astafan to adjourn at 8:07 p.m. Motion carried unanimously.

Respectfully Submitted,

Kristy O'Shaughnessy
Village Clerk/Treasurer