

Evidentiary Hearing of the Village of Carthage Board of Trustees
Held in the Board Room of the Carthage Municipal Building
July 15, 2014

ATTENDANCE:

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

Others: Mark Gebo, Village Attorney; Robert Ball, CEO; Joe Parker; and Gary Trombley at 3:45 p.m.

CALL TO ORDER:

President McIlroy called the Evidentiary Hearings to order at 3:30 p.m. followed by the pledge of allegiance to the flag.

EVIDENTIARY HEARINGS:

419 South Washington Street:

Attorney Gebo stated the hearing was scheduled to begin at 3:00 p.m. and was postponed until there was a quorum of the Board. Attorney Gebo sent a certified return receipt letter to Brian Becker regarding his property on 419 North Washington Street requesting his presence, or his representative to appear at the Evidentiary Hearing. Mr. Parker stated he is present as a representative for 419 North Washington Street.

Attorney Gebo swore in Robert Ball at 3:31 p.m. who confirmed he is the Code Enforcement Officer for the Village of Carthage. Mr. Ball expressed that he sent a violation notice to the property owner last year and again this year due to the unsafe condition of the garage which has no roof, and is missing boards and doors on the four sides of the building. Mr. Ball confirmed that the condition of the garage has not changed as of today. Mr. Parker stated if granted an extension of time; he will demolish the garage.

Motion by Trustee Vary and seconded by Deputy President Astafan to grant an extension until August 17, 2014 for Mr. Parker to remove the structure from the property. Motion carried unanimously.

Motion by Trustee Vary and seconded by Deputy President Astafan to close the hearing at 3:44 p.m.

Bender Lane Railroad Property:

The Evidentiary Hearing commenced at 3:45 p.m. Attorney Gebo sent a certified return receipt letter to CSX Transportation regarding the railroad property on Bender Lane requesting their presence, or a representative to appear at the Evidentiary Hearing.

Attorney Gebo swore in Robert Ball at 3:46 p.m. who confirmed he is the Code Enforcement Officer for the Village of Carthage. Mr. Ball expressed that he sent a violation notice to the property owner due to several black garbage bags in the woods. Mr. Ball confirmed that the condition of the property has worsened because the garbage bags have opened, the contents have scattered, and a large tree fell in the area.

Motion by Deputy President Astafan and seconded by Trustee Vary to have the DPW clean up the garbage on the property and add a special assessment on the Village of Carthage tax bill. Motion carried unanimously.

Motion by Trustee Vary and seconded by Deputy President Astafan to close the hearing at 3:44 p.m.

208 North Mechanic Street:

The Evidentiary Hearing commenced at 3:50 p.m. with the consent of Mr. Trombley, as the meeting was scheduled to begin at 4:00 p.m. Attorney Gebo sent a certified return receipt letter to Mr. Trombley regarding his property on 208 North Mechanic Street requesting his presence, or his representative to appear at the Evidentiary Hearing. Mr. Trombley stated he is present to represent his property.

Attorney Gebo swore in Robert Ball at 3:51 p.m. who confirmed he is the Code Enforcement Officer for the Village of Carthage. Mr. Ball expressed that he sent a violation notice to the property owner due the unsafe condition of the property and referred the Board members to the pictures he provided for them. Mr. Ball stated progress has been made on the property but expressed it is still dangerous.

Mr. Trombley questioned why the hearing was necessary as his notice expressed that he had until August 10, 2014 to complete the repairs. Mr. Ball stated when the hearing was scheduled; progress had not been made so he chose a proactive approach and included Mr. Trombley's property. Mr. Trombley stated he will have the house repaired by August 10, 2014.

Motion by Deputy President Astafan and seconded by Trustee Vary to give Mr. Trombley until August 17, 2014 to complete the necessary repairs and make the building safe. Motion carried unanimously.

Motion by Trustee Vary and seconded by Deputy President Astafan to close the hearing at 4:10 p.m.

Mr. Ball left at 4:11 p.m.

ANY OTHER BUSINESS WHICH MAY COME BEFORE THE BOARD:

Motion by Deputy President Astafan and seconded by Trustee Vary to approve CDBG Draw #13 payable to DLO Contracting & Alice Burrell \$20,658.60; Lead Safe LLC \$750.00; and R-Factor Spray Foam Insulation \$1,000.00. Motion carried unanimously.

At the June 16, 2014 meeting, the board authorized posting the full-time DPW Laborer position in house for ten days to include language that the candidate is expected to obtain their Class B drivers license within one year and Grade 2 water license within two years.

Update 07/15/14: After the meeting, President McIlroy requested the Clerk/Treasurer to hold off posting the position until the next Board meeting as he would like to post the Water System Operator Licensing separately.

Motion by Deputy President Astafan and seconded by Trustee Vary to post the Water System Operator Licensing duty in-house for ten days and if a current DPW employee does not apply; include the water licensing with the DPW Laborer posting. Motion carried unanimously.

ADJOURNMENT:

Motion by Trustee Vary and seconded by Deputy President Astafan to adjourn at 4:40 p.m. Motion carried unanimously.

Respectfully Submitted,

Kristy L. O'Shaughnessy
Village Clerk/Treasurer