

THESE MINUTES ARE NOT OFFICIAL MINUTES AND HAVE NOT YET BEEN APPROVED BY
THE VILLAGE OF CARTHAGE BOARD OF TRUSTEES

Regular Meeting of the Village of Carthage Board of Trustees
Held in the Board Room of the Carthage Municipal Building
July 20, 2015

ATTENDANCE:

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

Others: Mark Gebo, Village Attorney; Reginald Huber, Police Chief; Robert Ball, CEO; Kathy Amyot, Tug Hill Commissions; Lorraine Lawton; Frank Runkles; and six Participation in Government Students.

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 June 15, 2015 regular meeting as presented. Motion carried unanimously.

PUBLIC FORUM:

Ms. Lawton expressed her concerns regarding the speed of traffic near the High Rise apartment building. Ms. Lawton feels the speed limit should be reduced or signs placed near the residence informing motorist of elderly crossing. President McIlroy requested Chief Huber to review and forward his recommendations to the Board.

Mr. Runkles is concerned with the tall grass along the railroad on Cemetery Street as it harbors insects and should be mowed. President McIlroy asked Deputy President Astafan to speak with the DPW Superintendent about mowing the grass. Mr. Runkles also expressed his concern about the condition of the railroad tracks. President McIlroy stated the railroad has been notified and he hopes they will fix the crossing.

Ms. Amyot stated Jefferson County Soil and Water and the Tug Hill Commission are working together with the MS-4 group to complete the storm water plan. Jefferson County Soil and Water received a grant for the MS-4 program in the amount of \$175,000.00. Ms. Amyot expressed the policies and procedures have been completed for the Twin Village Pool and the committee plans to meet at the end of the season to review the implementation of them.

CORRESPONDENCE:

President McIlroy read the correspondence from the Carthage Lions Club received with a check for \$150.00 to be used for the Carthage Recreation Program.

President McIlroy read the correspondence received from the Department of Public Service in regard to a study on the state of telecommunications in New York State Case 14-C-0370 and listed various locations and dates where forums and hearings will take place throughout New York State.

President McIlroy read the correspondence received from NYS Homes and Community Renewal informing the Village that they were not funded for the 2014 NYS CDBG housing program.

President McIlroy read the correspondence received from Rezzonator Services on behalf of Drunk Monkey Enterprises, Inc. DBA Roxie's Road Ice Cream Cafe notifying the Village of a new liquor license application and further requesting a waiver of the thirty day notification period. Attorney Gebo stated they need to comply with Village zoning laws. Mr. Ball stated the property owners will need to submit an application to the Planning Board.

Motion by Deputy President Astafan and seconded by Trustee Vary to deny the waiver of the thirty day notification period when obtaining a liquor license as the property owner needs to go through the proper channels to obtain a special use permit as required in the Village of Carthage Code. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Latremore to adopt Resolution 10 of 2015 as follows:

**RESOLUTION WITH REFERENCE TO AUTHORIZATION OF 2015 EMPIRE STATE
DEVELOPMENT STRATEGIC PLANNING AND FEASIBILITY STUDIES APPLICATION
TO STUDY STORMWATER INFILTRATION AT METRO PAPER**

WHEREAS, Empire State Development's Strategic Planning and Feasibility Studies program is accepting applications through the Consolidated Funding Application (CFA); and

WHEREAS, the Village of Carthage is supportive of maintaining its existing industrial base; and

WHEREAS, Metro Paper Industries, of West End Avenue, Carthage, will benefit from a stormwater infiltration study;

BE IT RESOLVED as follows:

Section 1. The Village of Carthage Village Board hereby authorizes the preparation and submission of an ESD Strategic Planning and Feasibility Studies Application.

Section 2. That the President, or in his absence, the Deputy President, is hereby authorized to execute any and all documents, contracts, fund disbursements, and agreements necessary to effectuate this initiative.

Section 3. That the within resolution shall take effect immediately.

The foregoing resolution was duly adopted unanimously.

OLD BUSINESS:

At the June 1, 2015 meeting, Patricia Bush submitted correspondence in regard to a her neighbor constantly disturbing the peace. The neighbor has been running a generator to power a heater, refrigerator and freezer as National Grid has disconnected their power. After considerable discussion, President McIlroy asked the Clerk/Treasurer to contact Attorney Gebo and ask that he research other jurisdictions for examples of local laws to address the issue to be discussed at the June 15, 2015 regular meeting.

Update 06/15/15: Attorney Gebo stated noise is difficult to regulate and currently there is nothing in the Village Code Book or Criminal Law to address this type of noise. Deputy President suggested drafting a local law focusing on when you can't run a generator in the Village, i.e. National Grid shut power off for non-payment or personal choice, instead of when it is permissible. Attorney Gebo stated the use of generators and measuring noise are two separate issues.

Update 07/20/15: The Board discussed the local law regarding generators drafted by Attorney Gebo. President McIlroy requested to remove Article 3., Section 86-2 stating a generator may be located or used within twenty feet of a property line and add a section stating this law is suspended during a State of Emergency with power outages.

Motion by Deputy President Astafan and seconded by Trustee Vary to set a public hearing with respect to generator use in the Village on August 17, 2015 at 7:10 p.m. Motion carried unanimously.

At the June 15, 2015 meeting, President McIlroy stated Robert Ball, CEO approached him regarding people living in campers within the Village. Attorney Gebo stated the Village Code Book does not address this issue. Attorney Gebo suggested creating a local law to address this to include a permit system.

Update 07/20/15: The Board discussed the local law regarding generators drafted by Attorney Gebo.

Motion by Deputy President Astafan and seconded by Trustee Vary to set a public hearing with respect to campers, travel trailers, motor homes or recreational vehicles on August 17, 2015 immediately following the first public hearing at 7:10 p.m. Motion carried unanimously.

NEW BUSINESS:

Motion by Trustee Latremore and seconded by trustee Vary to approve CDBG 2013 Draw #6 payable to Janice Prievo and P&M construction \$20,150.00; Ashley Eisenhauer and SJS Builders \$16,650.00; Avalon Associates, Inc. \$3,500.00; Hrabchak & Gebo \$120.00. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Vary to adopt Resolution 11 of 2015 as follows:

RESOLUTION WITH REFERENCE TO AUTHORIZATION OF 2015 MAIN STREET GRANT PROGRAM APPLICATION TO ASSIST IN CONTINUED RESTORATION OF DOWNTOWN CARTHAGE

WHEREAS, the Village of Carthage downtown is beginning to recover from the numerous catastrophic events that occurred over the past 17 years; and

WHEREAS, the Village of Carthage has supported and partnered in the clean-up and restoration of numerous buildings and sites downtown including the 256-262 State Street project, the YMCA project, the Buckley Building Restoration initiative, among other initiatives; and

WHEREAS, the continued and future success of the downtown renaissance is dependent in substantial part on the cooperation, assistance and participation of the CIDC, RACOG, DANC, Tug Hill, and our surrounding communities; and

WHEREAS, the Office of Community Renewal has announced a 2015 Main Street Grant Program funding round for grants up to \$500,000, due July 31, 2015, which is available to Local Governments to assist in the revitalization of downtown mixed use business centers,

BE IT RESOLVED as follows:

Section 1. The Village of Carthage Village Board hereby authorizes the preparation and submission of a Main Street Grant Program Application for up to \$500,000.

Section 2. That the President, or in his absence, the Deputy President, is hereby authorized to execute any and all documents, contracts, fund disbursements, and agreements necessary to effectuate this initiative.

Section 3. That the within resolution shall take effect immediately.

The foregoing resolution was duly adopted unanimously.

Motion by Trustee Vary and seconded by Trustee Latremore authorizing President McIlroy to sign the application for correction of the Village Tax Roll 2015 for property tax map number 86.41-4-59.201 at 141 North Mechanic Street as the Senior Exemption was not applied to the original Village tax bill. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Deputy President Astafan to hire Brandi Riggins for the Recreation program retroactive to June 29, 2015, prior approved by President McIlroy. Motion carried unanimously.

The Board reviewed the two quotes issued for the installation of a new gas water heater for the Municipal Building. Deputy President Astafan asked which brand of water heater each quote was submitted for and only one quote contained the manufacturer. President McIlroy requested the Clerk/Treasurer inquire to the contractor the brand of the water heater and further to hold this until the next regular meeting on August 20, 2015.

Motion by Trustee Latremore and seconded by Deputy President Astafan authorizing President McIlroy to sign the annual agreement with the Carthage Food Pantry to provide food services for Village residents for the period June 1, 2015 - May 31, 2015 in the amount of \$1,000.00. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Vary authorizing President McIlroy to sign the annual agreement with the Carthage Free Library to provide library services to Village residents for the period August 1, 2015 - July 31, 2016 in the amount of \$6,000.00. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Vary authorizing President McIlroy to sign the annual agreement with the Wilna-Champion Transportation Association, Inc. to provide transportation services to elderly and/or disabled Village residents for the period July 1, 2015 - June 30, 2016 in the amount of \$5,300.00. Trustee Latremore questioned the dollar amount and expressed the Village gave \$6,000.00 in the past. The Clerk/Treasurer explained the amount was increased this year over last year by \$300.00. President McIlroy stated the amount could be reconsidered during the next budget year. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Vary to accept the 2014 annual report from the Carthage Area Chamber of Commerce and further authorize the automatic annual renewal of the contract from June 1, 2015 - May 31, 2016 in the amount of \$5,000.00 utilizing Village Loan Fund proceeds. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Vary authorizing Chief Huber to purchase gift certificates for small ice cream cones from Roxie's Road Ice Cream Cafe in the amount of \$50.00 to be distributed to children seen wearing their bike helmets while riding their bicycles to encourage children to wear their helmets. President McIlroy commended the Chief for his efforts. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Vary to hire Jonathan Pitts as a part-time officer at the rate of \$18.00 per hour. Motion carried unanimously.

Motion by Trustee Latremore and seconded by Trustee Vary 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 on time to be included in the Board packet. President McIlroy thanked Deputy Astafan for following up with the DPW Superintendent who apologized for not submitting a report in the past.

Deputy President Astafan and Trustee Smith-Spencer reviewed the monthly bills and bank statements including reconciliations prior to the meeting and Deputy President Astafan stated he had a few

questions which were answered prior to the meeting. The documents were also available at the meeting.

Motion by Deputy President Astafan and seconded by Trustee Vary to approve payment of payrolls and bills as follows: General Fund \$143,708.12; Special Grant Fund \$5,198.74; Water Fund \$18,746.02; Sewer Fund \$79,279.76; Joint General Fund \$83,356.41; and Joint Capital Fund \$116,945.96. Motion carried unanimously.

PRESIDENT MCILROY UPDATE:

President McIlroy stated the plaque for the geese is almost finished and he met with the Assistant DPW Superintendent and decided on the placement at Long Falls Park. President McIlroy inquired about the former carwash being utilized for a landscaping business and the CEO confirmed there is nothing in the Village Code Book preventing the landscaping business from being at the former carwash site.

President McIlroy stated the Community Development Director has not had time to contact contractors regarding quotes for repairs to the gazebo but she plans to once the grant applications she is working on have been submitted. President McIlroy stated there will be a Carthage Development Group meeting on July 23, 2015 at 10:00 a.m.; a retirement dinner for Daniel Trembley on July 24, 2015 at 5:00 p.m.; a Joint Utility meeting at the Village of West Carthage on July 28, 2015 at 7:00 p.m.; and a CIDC meeting at 4:00 p.m.

LIAISON REPORTS AND COMMENTS:

Trustee Vary requested an Executive Session to discuss the employment history of a particular employee.

Trustee Latremore stated she received concerns from residents after the fireworks regarding traffic control and Chief Huber stated he would address it with his staff. Trustee Latremore stated she is still concerned with the number of people who do U-turns within the Village and asked if more signage is needed. Chief Huber stated more signage is not necessary; he will have the Police Officers write more tickets.

ATTORNEY GEBO UPDATE:

Attorney Gebo requested an Executive Session to discuss a potential property acquisition.

President McIlroy asked Attorney Gebo if the Village Loan Funds can be used for construction financing for grant funds. Attorney Gebo stated the funds had been used in the past for the Main Street project at the Buckley Building. President McIlroy requested Attorney Gebo to review the Village Loan Fund guidelines and advise the Board how to proceed if the Village were to receive a Main Street grant, how the Village Loan Funds can be used for construction financing.

MEDIA QUESTIONS:

None.

EXECUTIVE SESSION:

Motion by Trustee Latremore and seconded by Trustee Vary to enter Executive Session at 7:45 p.m. to discuss the employment history of a particular employee and include Attorney Gebo and Chief Huber. Motion carried unanimously.

Chief Huber was excused at 7:48 p.m.

Motion by Trustee Latremore and seconded by Trustee Vary to resume Regular Session at 8:04 p.m.
Motion carried unanimously.

ADJOURNMENT:

Motion by Trustee Latremore and seconded by Trustee Vary to adjourn at 8:04 p.m. Motion carried unanimously.

Respectfully Submitted,

Kristy O'Shaughnessy
Village Clerk/Treasurer