

Regular Meeting of the Village of Carthage Board of Trustees  
Held in the Board Room of the Carthage Municipal Building  
April 18, 2016

**ATTENDANCE:**

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

**Others:** Mark Gebo, Village Attorney.

**CALL TO ORDER:**

President McIlroy called the meeting to order at 6:03 p.m. followed by the Pledge of Allegiance to the Flag.

**APPROVAL OF MINUTES:**

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer to approve the minutes of the April 4, 2016 regular meeting as presented. Motion carried unanimously.

**PUBLIC FORUM:**

None.

**CORRESPONDENCE:**

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer, based on the recommendation of the Water Superintendent, to process a sewer credit for 654 Adelaide Street in the amount of \$107.97 due to a broken water pipe. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Smith-Spencer to approve the request of the Carthage American Legion Auxiliary Bassett-Baxter Unit 789 to distribute poppies to help Veterans on May 5th and 6th, 2016, within the Village limits. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Smith-Spencer to approve the request of Nicholas Cassoni and Luanne Wilton to use Turning Point Park on May 7, 2016 at 1:00 p.m. to have a small wedding. Motion carried unanimously.

**OLD BUSINESS:**

At the December 7, 2015 meeting, President McIlroy stated he spoke with the Town of Wilna Supervisor regarding the Village Planning Board and asked if the Town would be interested in taking it over. President McIlroy explained to Mr. Smith that the Village Planning Board rarely meets and is not qualified as the majority of them do not attend required training. Mr. Smith stated he will discuss the issue with the Town Board and Town Planning Board.

Update 12/21/15: President McIlroy stated the Village of Deferiet is also interested in the Town taking over their planning board. Attorney Gebo expressed the Town contacted Tug Hill Commissions for their assistance with the potential transition. President McIlroy stated he has a call into the Village planning board chairperson to get his input. Deputy President Astafan feels a Village resident should be on the Town planning board if they were to take it over.

Update 01/04/16: Attorney Gebo stated Tug Hill Commissions is working with the Town of Wilna on the transition.

Update 01/19/16: Ms. Amyot stated the Tug Hill Commissions is still working on the transition with the Town.

Update 02/01/16: President McIlroy stated there is nothing new to report.

Update 02/16/16: Attorney Gebo stated Tug Hill Commissions verified the current terms of the Town of Wilna Planning Board members. He further stated Tug Hill Commissions is working on a model to propose to both the Village and the Town of Wilna.

Update 03/07/16: Ms. Amyot will coordinate a meeting with the Town and Villages.

Update 03/21/16: President McIlroy stated the Town and Villages intend to meet in April.

Update 04/04/16: The meeting is scheduled for April 7, 2016 at 10:00 a.m. at the Town of Wilna offices.

Update 04/18/16: President McIlroy stated he met with representatives at the Town of Wilna and they reviewed the draft agreement provided by Attorney Gebo. The group forwarded their comments back to Attorney Gebo who will make the changes. Attorney Gebo stated the Village zoning law will need to be amended. President McIlroy will meet with the Town of Wilna to review the agreement with the changes made by Attorney Gebo.

Motion by Trustee Vary and seconded by Deputy President Astafan to set a public hearing on May 16, 2016 at 6:10 p.m. to discuss changes to the zoning law to allow for a joint planning board with the Town of Wilna and further abolish the current Village Planning Board. Motion carried unanimously.

At the February 16, 2016 meeting, the Board authorized Attorney Gebo to send a letter to Ablans Business Center regarding their Village Loan Fund loan.

Update 03/07/16: The Board has not received a response from Ablans Business Center therefore President McIlroy requested the Clerk/Treasurer to hold this over until the March 21, 2016 meeting.

Update 03/21/16: Attorney Gebo requested an Executive Session to discuss this matter.

Update 04/04/16: The Clerk/Treasurer stated Ms. Ablan has yet to respond. President McIlroy requested the Clerk/Treasurer to hold this over until the April 18, 2016 when Attorney Gebo is present.

Update 04/18/16: Attorney Gebo stated he has yet to receive a response from Ms. Ablan. Attorney Gebo stated the board has two choices; to accept the \$100.00 monthly payments, which does not cover interest on the loan or return the checks received and sue for the monthly payments. President McIlroy requested Attorney Gebo to return the checks and pursue court proceedings.

#### **NEW BUSINESS:**

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer authorizing President McIlroy to sign the agreement with North Country Forestry Services, LLC to complete an assessment of the timber which was removed and or damaged on the reservoir property when it was encroached on.

Motion by Trustee Vary and seconded by Trustee Smith-Spencer authorizing President McIlroy and the Clerk/Treasurer to sign and return the Tax Warrant to Jefferson County as follows:

|                           |                |
|---------------------------|----------------|
| Tax Levy                  | \$1,161,890.00 |
| Delinquent Water Charges  | \$ 1,789.76    |
| Delinquent Sewer Charges  | \$ 2,316.16    |
| Delinquent Maint. Charges | \$ 6,709.00    |

Motion carried unanimously.

Motion by Trustee Vary and seconded by Deputy President Astafan to hire Shannon Margrey as a Recreation Assistant effective June 13, 2016 at a rate of \$10.00 per hour for 40 hours per week not to exceed 8 weeks, and further permit Ms. Margrey to attend the CAPC food program meeting. Motion carried unanimously.

Motion by Trustee Vary and seconded by Deputy President Astafan to approve the following budget transfers:

## **Budget Transfers 4/18/2016**

|                 |                                       |          |          |
|-----------------|---------------------------------------|----------|----------|
| A.1110.04<br>35 | COURT-SPECIAL ITEMS TO<br>DEPARTMENT  | 100.00   |          |
| A.1110.04<br>41 | COURT-UTILITIES                       |          | 100.00   |
| A.1325.04<br>20 | TREASURER-INTERNET                    | 120.00   |          |
| A.1325.04<br>31 | TREASURER-POSTAGE                     |          | 120.00   |
| A.3120.04<br>21 | POLICE-INSURANCE                      | 385.00   |          |
| A.3120.04<br>61 | POLICE-FUEL                           |          | 385.00   |
| A.3650.04<br>00 | CEO-DEMOLITION OF UNSAFE<br>BUILDINGS | 2,000.00 |          |
| A.1990.04<br>00 | CONTINGENCIES                         |          | 2,355.00 |
| A.5010.04<br>22 | STREET ADMIN-TRAVEL AND<br>TRAINING   | 50.00    |          |
| A.5010.04<br>32 | STREET ADMIN-CONTRACTS                | 116.00   |          |
| A.5010.04<br>44 | TRASH REMOVAL                         | 355.00   |          |
| A.5010.04<br>46 | STREET ADMIN-SAFETY                   |          | 166.00   |

Motion carried unanimously.

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

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 \$106,673.97; Special Grant Fund \$198.74; Water Fund \$16,865.92; Sewer Fund \$8,985.26; Joint General Fund \$16,501.51; and Joint Capital Fund \$0. Motion carried unanimously.

**ATTORNEY GEBO UPDATE:**

Attorney Gebo stated he has yet to hear from Springbrook Software company. He is waiting the required 120 days notice period and then will pursue legal action to recoup the funds paid to them by the Village for accounting software they did not receive. Attorney Gebo stated the case against the Bowden's regarding the cleanup of 520 Budd Street was tried by Judge Shettleton. The Judge fined them \$200.00; and a civil judgment of \$350.00. Attorney Gebo requested an Executive Session to discuss collective bargaining and a potential litigation.

**PRESIDENT MCILROY UPDATE:**

President McIlroy stated there will be a joint utility meeting at the Carthage Municipal Building on April 20, 2016 at 4:00 p.m. Deputy President Astafan asked President McIlroy if he could chair the meeting and further stated he will forward his information to him regarding the meeting.

**LIAISON REPORTS AND COMMENTS:**

Deputy President Astafan stated he and Trustee Smith-Spencer continue to work on a policy in regards to wearing hard hats for DPW and Water Department employees.

President McIlroy asked if DPW employees are wearing reflective t-shirts and the Clerk/Treasurer stated the DPW Superintendent purchased some. President McIlroy asked if Deputy President Astafan if he has had time to appraise Cemetery Street Ext. and Deputy President Astafan responded he should be able to do so the first week of May 2016.

**MEDIA QUESTIONS:**

None.

**EXECUTIVE SESSION:**

Motion by Trustee Smith-Spencer and seconded by Deputy President Astafan to enter Executive Session at 6:40 p.m. to discuss collective bargaining and a potential litigation. Motion carried unanimously.

Motion by Deputy President Astafan and seconded by Trustee Smith-Spencer to resume Regular Session at 6:58 p.m. Motion carried unanimously.

**ADJOURNMENT:**

Motion by Trustee Vary and seconded by Trustee Smith-Spencer to adjourn at 6:58 p.m. Motion carried unanimously.

Respectfully Submitted,

Kristy O'Shaughnessy  
Village Clerk/Treasurer