

Regular Meeting of the Village of Carthage Board of Trustees
Held in the Board Room of the Village of Carthage Municipal Building
April 17, 2017

ATTENDANCE:

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

Others: Edgar Countryman, DPW Superintendent; Reginald Huber, Police Chief; Mark Gebo, Village Attorney; Elaine Avallone, Johnson Newspapers; Kathy Amyot, Tug Hill Commissions; and Joseph and Hanna Mono.

CALL TO ORDER:

President McIlroy called the meeting to order at 6:00 p.m. followed by the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES:

Motion by Trustee Franchini and seconded by Trustee Vary to approve the minutes of the March 20, 2017 regular meeting as presented. Motion carried unanimously.

PUBLIC FORUM:

Mr. Mono stated he represents the Carthage Crusaders youth baseball program and is requesting permission to use the baseball fields at the park. Mr. Mono would also like to upgrade the field of dreams to be interchangeable for different age groups to play baseball. Mr. Mono stated he has the material and man power to upgrade the field and would like to begin as soon as possible. Mr. Mono expressed he will coordinate with the DPW Superintendent, the Church Softball League and the Revolution Football Team for the use of the fields for their practices and games. Mr. Mono also asked permission to use the lights for night games and the DPW Superintendent stated he will make sure they are working.

Motion by Trustee Franchini and seconded by Trustee Vary to allow the Carthage Crusaders youth baseball program to upgrade and use the baseball fields at the park providing they coordinate with the DPW Superintendent and the other organizations who already received permission to use the fields throughout the summer months. Motion carried unanimously.

Ms. Amyot reminded the Board that the Consolidated Funding Application will be out in mid May and encouraged the Board to be thinking of potential projects. Ms Amyot stated there will be a Super COG meeting on May 4, 2017 at 6:00 p.m. at the Town of Lorraine.

PUBLIC HEARING:

President McIlroy called the public hearing to order to regarding the tentative budget for the fiscal year June 1, 2016 - May 31, 2017 to order at 6:10 p.m. President McIlroy expressed the Village tax rate remained the same for the fourth consecutive year at \$7.44 per thousand dollars of assessed property value. The tax levy is projected at \$1,145,887.00 which is a decrease of \$16,003.00 from the 2016-2017 tax levy and is within the NYS Real Property Tax Cap of 1.01%. President McIlroy asked two times if there was anyone to speak either for or against the tentative budget. With no one speaking for or against the tentative budget, there was a motion by Trustee Franchini and seconded by Trustee Vary to close the public hearing at 6:11 p.m. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini to accept the tentative budget as presented and further adopt it as the final budget for the fiscal year June 1, 2017 - May 31, 2018 in the amount of \$3,948,301.00. Motion carried with unanimously.

CORRESPONDENCE:

Motion by Trustee Franchini and seconded by Trustee Vary to permit the VFW Dionne Rumble Post #7227 to hold the annual Memorial Day Parade to commence in West Carthage at 10:00 a.m. and proceed through Carthage to Monument Park and further request the Police Department to close State Street at North and South Washington Streets during the parade and services at Monument Park. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini to approve the request of the American Legion Auxiliary Bassett Baxter Unit 789 to conduct their annual Poppy Drive on May 4th and 5th, 2017, and distribute poppies at various businesses within the Village limits. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary to approve the request of Joanne Lazore to use the recreation building to run a children's theater on the following dates 05/20/17, 05/21/17, 06/03/17, 06/04/17, and 06/10/17 free of charge. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary to approve the request of Teri Ellis to use the Farmer's Market Pavilion on Sunday, June 25, 2017 for the Black River Fishing Derby free of charge which will serve as a fund raiser for the West Carthage Fire Department and further bring people into our community. Motion carried unanimously.

President McIlroy read the correspondence from Key Bank to Carthage Specialty Paperboard, Inc. regarding Notice of Default and Reservation of Rights of which the Village was copied as they provided a loan from the Village Loan Fund in 2014.

President McIlroy read the correspondence from Key Bank to DANC regarding the Amended and Restated Subordination Agreement dated April 7, 2015 with Carthage Specialty Paperboard, Inc. and other area lenders informing them the lenders will no longer receive payments unless and until Lender notifies Borrower and the Subordinated Creditor that a payment may be made. Attorney Gebo stated Key Bank is listed as the first lender to receive payments and everyone else is second.

President McIlroy stated the Joint Planning Board minutes are included for the Boards information.

OLD BUSINESS:

At the December 19, 2016 meeting, the Board declared an emergency to remove the building at 302-306 North Mechanic Street as the structure is severely damaged and unsafe.

Update 01/17/17: President McIlroy stated the building has been knocked down and the debris is currently being removed.

Update 02/21/17: President McIlroy stated we are still waiting for the bill from GYMO for the removal of 302-306 North Mechanic Street. Deputy President Astafan stated the vacant property maybe marketable to the surrounding property owners. Attorney Gebo expressed if the costs to remove the building were re-levied on the Village taxes; the new owner would need to negotiate with the Village to remove the lien on the property.

Update 03/20/17: President McIlroy stated all of the expenses have been received and paid for this property in the amount of \$60,932.00. President McIlroy asked Attorney Gebo if he spoke with Jefferson County about the Village acquiring the property and Attorney Gebo stated he will check with the County and report back to the Board. The Board authorized the Clerk/Treasurer to transfer funds from the Village Blight Fund in the amount of \$60,932.00 and further set up a repayment schedule of five years.

Update 04/17/17: Attorney Gebo stated he spoke with the County attorney and a letter was sent requesting the property be turned over to the Village. Since the last meeting, a bill was received from DANC to dispose of the construction debris at the Rodman Landfill in the amount of \$9,743.97.

Motion by Trustee Franchini and seconded by Trustee Vary to revise the previous resolution for 302-306 North Mechanic Street to include the additional \$9,743.97 for a total of \$70,675.97 and authorize the Clerk/Treasurer to transfer funds from the Village Blight Fund to the General Fund and further set up a repayment schedule of five years. Motion carried unanimously.

At the March 20, 2017 meeting, President McIlroy stated he received two anonymous complaints regarding the helicopter landing at the Carthage Fire Department and asked Attorney Gebo to look into the local and state laws regulating it.

Update 04/17/17: Attorney Gebo expressed that he was unable to find anything in the Village and State Codes prohibiting the medical helicopter from landing at the Carthage/Wilna Fire Department. Attorney Gebo stated he thinks there may be information in the Planning Board minutes regarding the construction of the original helipad. President McIlroy requested the Clerk/Treasurer to research the minutes and report back to him.

At the March 20, 2017 meeting, the Board declared the 2013 Ford Sedan Patrol Vehicle as surplus equipment and further authorize Chief Huber to advertise the vehicle on Auctions International.

Update 04/17/17: A bid was received from Auctions International in the amount of \$6,400.00.

Motion by Trustee Franchini and seconded by Trustee Vary to accept the bid from Auctions International for the 2013 Ford Sedan Patrol Vehicle in the amount of \$6,400.00 and further authorize the Clerk/Treasurer to transfer the funds into the Police Car Reserve Fund. Motion carried unanimously.

NEW BUSINESS:

Motion by Trustee Franchini and seconded by Trustee Vary authorizing President McIlroy to sign the Inter-municipal Agreement with the Town of Champion, Village of West Carthage, and the Village of Carthage to share the costs to clean up the spill at the Water Pollution Control Facilities. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary authorizing President McIlroy to sign the letter of understanding regarding the Community Development Director to transfer the office from the Village of Carthage offices to the Town of Wilna offices. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini authorizing President McIlroy and the Clerk/Treasurer to sign the 2017 Tax Warrant and return to Jefferson County for collection as follows:

Tax Levy	\$1,145,887.00
Delinquent Water Charges	\$ 753.35
Delinquent Sewer Charges	\$ 841.60
Delinquent Maint. Charges	\$ 9,040.00

Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini authorizing President McIlroy to certify the signatures of the Village President, Deputy President, Clerk/Treasurer, and Deputy Clerk on the Key Bank signature card. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary authorizing President McIlroy to certify Village bank accounts as listed on the Key Bank Signature Card Exhibit A. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini authorizing President McIlroy to certify the signatures of the Village President, Deputy President, Clerk/Treasurer, and Deputy Clerk on the Key Bank Depository Certificate. Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini authorizing the payment of sick time per the DPW Teamsters Contract as follows:

Brian Johnson	3 days x \$15.00 per day = \$45.00
Vincent LeMieux	6 days x \$15.00 per day = \$90.00
Mark Oliver	2 days x \$15.00 per day = \$30.00

Motion carried unanimously.

Motion by Trustee Vary and seconded by Trustee Franchini to authorize bi-weekly water license stipend \$80.00 per the DPW Union Contract, for Tyler Pominville effective retroactive to the issuance date of his Grade IIA-SW/GUI Filtration Plant Water System Operator License on March 22, 2017. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary to accept the Monthly Departmental Reports as presented by the CEO, Community Development, Court, DPW, Police, Treasurer, and Water. Motion carried unanimously.

Deputy President Astafan and Trustee Smith-Spencer were not available to reviewed the monthly bills and bank statements including reconciliations prior to the meeting. The documents were available at the meeting.

Motion by Trustee Vary and seconded by Trustee Franchini to approve payment of payrolls and bills as follows: General Fund \$121,732.38; Special Grant Fund \$2,336.74; Water Fund \$17,702.52; and Sewer Fund \$16,762.06. Motion carried unanimously.

ATTORNEY GEBO:

Attorney Gebo expressed he prepared the opinion for submittal of the DASNY grant as requested by the Community Development Director. Attorney Gebo requested an Executive Session to discuss Attorney/Client privilege items.

Motion by Trustee Franchini and seconded by Trustee Vary to approve the Proclamation to declare April 25, 2017 Lorna Swan Day as she had been designated Citizen of the Year for her years of volunteer service to our community. Motion carried unanimously.

PRESIDENT MCILROY UPDATE:

President McIlroy stated there is Joint Utility meetings on April 19, 2017 at 4:15 p.m. at the Village of Carthage Municipal Building; Citizen of the Year Dinner at the Carthage Elks Lodge on April 25, 2017 at 5:30 p.m.; a CIDC meeting at the Village of Carthage Municipal Building on April 26, 2017 at 4:00 p.m.; and a Super COG meeting on May 4, 2017 from 6:00 p.m. - 8:00 p.m. in Lorraine.

LIAISON REPORTS AND COMMENTS:

None.

MEDIA QUESTIONS:

None.

Chief Huber requested an Executive Session to discuss a collective bargaining issue.

President McIlroy commended the DPW for the excellent job they are doing on Spring Cleaning throughout the Village.

EXECUTIVE SESSION:

Motion by Trustee Franchini and seconded by Trustee Vary to enter Executive Session at 6:34 p.m. to discuss Attorney/Client privileged items and a collective bargaining issue with the Police Department to include Chief Huber and Attorney Gebo. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary to resume Regular Session at 7:10 p.m. Motion carried unanimously.

Motion by Trustee Franchini and seconded by Trustee Vary to approve a monthly per diem payment for officers participating in the police academy equal to the BAS of US Army Enlisted for substance which is currently \$368.29 per month. Motion carried unanimously.

ADJOURNMENT:

Motion by Trustee Franchini and seconded by Trustee Vary to adjourn at 7:10 p.m. Motion carried unanimously.

Respectfully Submitted,

Kristy O'Shaughnessy
Village Clerk/Treasurer