

REGULAR MONTHLY BOARD MEETING MONDAY, FEBRUARY 12, 2007

The meeting was opened with the Pledge of Allegiance.

PRESENT: Deputy Mayor Brian Johnson presiding (Mayor Speed on vacation), Trustees Barbara Sagal, Joseph Krein, Douglas Cropper, Attorney Robert Fitzsimmons, Clerk/Treasurer Eilene Morris

MOTION to approve minutes of the previous meeting (with correction – remove “newly appointed President” from *Main Street Committee Report* portion of the minutes – incorrect – Robin Andrews remains as President of the Main Street Committee) made by Trustee Krein, seconded by Trustee Cropper. ALL AYES, NO NAYS.

MOTION to approve the Treasurer’s Report made by Trustee Cropper, seconded by Trustee Sagal. ALL AYES, NO NAYS.

MOTION to approve payment of bills (General Abstract #9, Water Abstract #9, Sewer Abstract #9, Library Abstract #9, T&A Abstract #9, Building Maintenance Abstract #4, Ellsworth Street Abstract #20) made by Trustee Sagal, seconded by Trustee Krein. ALL AYES, NO NAYS.

PUBLIC REQUESTS:

Brian Wheeler questioned whether the Rescue Squad members had the right to complain to the Philmont Police because his car had been parked in the lot at the Firehouse. He explained that he was “caught” at work and was unable to get back to move the car and was annoyed that the police came to his home at 11:30 at night to tell him he had to move his car. He also said that there have been disputes with the phone company about parking as well. He requested that someone find out exactly who owns what in the area. Deputy Mayor Johnson promised that the parking situation will be brought up at the next joint meeting with the Fire Company and the Rescue Squad. The attorney noted that if the problem cannot be solved between the parties, the Village Board can “make policy” regarding who is allowed to park in the lot.

Bruce Babjeck (member of the fire company) stated that in November, 2006 at a joint meeting of the fire company and rescue squad, he requested that Trustee Johnson find out what legal rights the Rescue Squad had to reside in the building. He was upset by the fact that they did not contribute to the heat or electric and only recently acquired their own phone. He said he was aware that they had a considerable amount of money but did not contribute anything in exchange for use of the facilities. Mr. Babjeck suggested getting a legal opinion from the Attorney General’s Office. Attorney Fitzsimmons will research the law relating to Mr. Babjeck’s question regarding the existence of any legal right for the Rescue Squad to reside in the firehouse and will have an opinion by the next meeting. The attorney noted that the Attorney General’s Office will probably not issue a legal opinion for at least 6 months. He suggested waiting to see what Attorney Fitzsimmons finds in the law. If his opinion does not answer the question adequately, then he suggested requesting an opinion from the Attorney General’s Office.

Lester Davala asked about the 3-month sign moratorium. The Attorney explained the reasoning behind the law.

CLERK/TREASURER’S REPORT:

Water turn-off will be March 8th for those still owing their October 2006 water/sewer bills.

The Village Office will be closed on Monday, February 19th for President’s Day.

DPW/WA/SW REPORTS:

All reports given by Supt. Michael Scheller – Copies are available in the Village Office for review. (Les Davala suggested Mike check the stream as he thinks someone is discharging sewage into it – not the village-)

POLICE REPORT:

Report given by OIC Vernon Doyle. A copy is available in the Village Office for review. He introduced newly appointed police officer Jeffrey McCutchen. He also noted that he would arrange to assist the DPW with snow removal (provide a car and officer) should the snowfall prediction require snow removal from Main Street.

LIBRARY REPORT:

Report given by Director Karen Garafalo. A copy is available in the Village Office for review.

MAIN STREET COMMITTEE REPORT:

Report given by Robin Andrews. A copy is available in the Village Office for review.

Community Day	July 21 st
Philmont Run	June 2 nd
Business Networking Social	March 19 th

MAYOR SPEED’S REPORT:

Report given by Deputy Mayor Brian Johnson. A copy is available in the Village Office for review.

TRUSTEE CROPPER’S REPORT:

Reported that he is scheduled to meet with Mike Needham to develop an updated emergency management plan. He also reported that gravel was being hauled to the upper dam which indicated that work has started in the area. He also thanked Mike Scheller for his assistance in taking care of Mrs. Wallace when she took a recent fall outside her home.

TRUSTEE SAGAL’S REPORT:

Asked Fire Chief Ortiz what NIMS was and asked who had to be compliant. He suggested all village officials and employees comply. If they are not, the village may forfeit Homeland Security Funds. Barbara suggested that they all become active (NIMS stands for National Incident Management System). She also reported that the Beautification Committee will hold a presentation on Economic Development by a representative from Albany on February 25th at 1:00 PM – Sunday.

TRUSTEE KREIN’S REPORT:

Reported that he has been making phone calls trying to get the community center building completed. He is also still waiting for NYS DOT to set a date for the installation of the crosswalk on Main Street.

TRUSTEE JOHNSON’S REPORT:

Gave the engineering report/proposal for work at the proposed DPW Garage site. Among the items to be done was a landfill gas inspection. Barbara suggested that they should start looking into grants for some of the items on the check list. After discussion, it was determined that they should go ahead with the landfill gas inspection by MOTION made by Trustee Cropper and seconded by Trustee Krein. ALL AYES, NO NAYS.

CORRESPONDENCE – LIST PROVIDED FOR THE AUDIENCE

MOTIONS AND RESOLUTIONS:

1. **MOTION** to reappoint Mary Prazma as Chairperson of the Philmont Planning Board for a one-year term ending March 1, 2008 made by Trustee Krein, seconded by Trustee Cropper. ALL AYES, NO NAYS.

2. **MOTION** to reappoint Harry Smith as a member of the Philmont Planning Board for a 5-year term ending March 1, 2012 made by Trustee Cropper, seconded by Trustee Sagal. ALL AYES, NO NAYS.
3. **MOTION** to reappoint Nancy Brousseau as Chairperson of the Philmont Zoning Board of Appeals for a one-year term ending March 1, 2008 made by Trustee Sagal, seconded by Trustee Cropper. ALL AYES, NO NAYS.
4. **MOTION** to reappoint Stephen Benson as a member of the Philmont Zoning Board of Appeals for a 5-year term ending March 1, 2012 made by Trustee Sagal, seconded by Trustee Krein. ALL AYES, NO NAYS.
5. **MOTION** to appoint Daryl Mossman as an alternate member of the Philmont Planning Board per recommendation of Chairperson Prazma made by Trustee Krein, seconded by Trustee Cropper. ALL AYES, NO NAYS.
6. **MOTION** to appoint Jeffrey McCutchen as a part-time police officer filling the slot vacated by Clifford Weigelt made by Trustee Sagal, seconded by Trustee Cropper. ALL AYES, NO NAYS.
7. **MOTION** to enforce the water turn-off law with turn-off being scheduled for March 8, 2007 at noon for those still owing the October 2006 water/sewer bill made by Trustee Cropper, seconded by Trustee Krein. ALL AYES, NO NAYS.
8. **MOTION** to stipulate due to NYS statute, that all Planning Board and Zoning Board of Appeals members be responsible for at least four hours of training in their field annually. Approved classes will be provided periodically and members of the boards will be notified of opportunities to fulfill these requirements. **MOTION** made by Trustee Sagal, seconded by Trustee Krein. ALL AYES, NO NAYS.

UNFINISHED/NEW BUSINESS – NONE

MOTION to adjourn made by Trustee Cropper, seconded by Trustee Sagal. ALL AYES, NO NAYS.

Respectfully submitted,

Eilene Morris
Clerk/Treasurer
VILLAGE OF PHILMONT