

# REGULAR MONTHLY BOARD MEETING

## MONDAY, MARCH 8, 2010 6:30 PM

**PRESENT:** Mayor Clarence Speed, Trustees Brian Johnson, Barbara Sagal, Douglas Cropper, Laurence Ostrander, Attorney Robert Fitzsimmons, Attorney Anthony Buono, Clerk/Treasurer Eilene Morris

**MOTION** to approve minutes of the previous meeting made by Trustee Sagal, seconded by Trustee Ostrander. ALL AYES, NO NAYS.

**MOTION** to approve treasurer's report made by Trustee Sagal, seconded by Trustee Cropper. ALL AYES, NO NAYS.

**MOTION** to approve payment of bills (General Abstract #10, Water Abstract #10, Sewer Abstract #10, Library Abstract #10, T&A Abstract #10, Library Bldg. Acct. Abstract #11, Summit Lake Abstract #10) made by Trustee Ostrander, seconded by Trustee Sagal. ALL AYES, NO NAYS.

### **BID OPENING:**

#### **UTILITY TRUCK – TRUCK BODY – “V” PLOW**

(Eight -8- bids were received)

Gendron Trucks	\$ 24,967 truck, \$5,204 body, \$4,695 plow	(CHEVY) 1-ton
VanBortel Ford	\$ 22,925 truck, \$4,385 body, \$4,328 plow	(FORD) 1-ton
DePaula Chevrolet	\$ 30,726 (truck & body), \$4,114 plow	(CHEVY) 1-ton
West Herr Ford	\$ 19,875 truck, \$3,617 body, \$4,128 plow	(FORD) 1-ton
Ruges GMC	\$ 25,300 truck, \$4,762 body, \$3,795 plow	(GMC) ¾ ton
Ruges GMC	\$ 26,100 truck, \$4,762 body, \$3,795 plow	(GMC) 1-ton
Village Dodge	\$ 31,891 truck, \$5,335 body, \$5,200 plow	(DODGE) 1-ton
T&T Sales	\$ 34,718 truck, body & plow	(CHEVY) ¾ -ton
Capital Land	\$ 23,250 truck, \$6,195 body, \$5,500 plow	(GMC) 1-ton

*(The board went into executive session with the DPW Supt. Michael Scheller to discuss the bids. The original decision was to award the bid to Ruges GMC, however, after studying the bids further the next day, Mr. Scheller noticed that there were additional charges on the Ruges bid that were not taken into consideration the evening before. See original motion, and correction).*

### **PUBLIC REQUESTS:**

Brian Wheeler noted that people were still not stopping for the cross walks (or school buses!). He said officers have been giving tickets but wondered if it was even worth having the crosswalk there. He also said that a fireman, at a fire scene, hit someone's car with his personal vehicle and wanted to know if the village would pay for the damage to the other car. The clerk noted that she had been in touch with the insurance company and personal vehicles are not covered under the policy. The Mayor told him to check the bylaws of the fire company for policy. He also lodged a complaint about a fireman's vehicle being towed after a snow storm as it was parked on the street. Mike Scheller noted that the vehicle had been there two days, and the snow had to be removed...he was treated like any other vehicle in violation. Chief Carlsen asked that someone in the fire company be notified if a fireman's vehicle (blue lights) is going to be towed, so they have the opportunity to move it. The mayor agreed. Vern Higgins also complained that his wife's car was plowed in. It was noted when the snow is heavy the main agenda is to get it off the roads.

Sally Baker asked that the board go into executive session to discuss the lease on the Pocket Park. (see "executive session")

**ATTORNEY FITZSIMMONS:** Ongoing projects. He noted that the Pocket Park lease is ready to go forward and recommended that a motion be made to allow the Mayor to execute the lease when finalized (see motions and resolutions).

**ATTORNEY BUONO:** He gave a progress report on the Hillsdale Fire District Contract. Noted that he is awaiting payment to the village.

**CLERK/TREASURER:** Reported that the Village Police posted 25 water turn-off notices. 16 parcels remain on the list for turn-off which is scheduled for March 10, 2010.

Also noted that the village office will be closed on Friday, April 2, 2010 for the Easter Holiday.

The Annual Organizational Meeting and Annual Budget Hearing will be held on Monday, April 5, 2010 at 6:30 PM (**NOTE: this may have to be changed due to scheduling issues with board members**).

**DPW/WATER/SEWER:** All reports were given by Trustee Johnson. Copies of all are available in the village office for review.

**POLICE:** Report was given by OIC Doyle. A copy is available in the Village Office for review. He also noted that the suggestion that the officers wear orange or yellow vests was discussed and dismissed as they felt that it was making each officer a "target". He also noted that no other police agencies wear them (for just that reason). Most of their coats have reflective tape on them, which they feel is sufficient. He also

pointed out that the police vehicles are provided with ample lighting to make other vehicles aware of police presence.

**LIBRARY:** Report given by Interim Director Karen Garafalo. Reported on building and grounds, library services and grants and donations. Noted that the grand opening ceremony for the new addition (cultural center) will be held on April 10, 2010. A copy of the report is available in the village office for review.

**MAIN STREET COMMITTEE:** No Report

**COMMUNITY CENTER:** Ongoing Projects

**SUPERVISOR ANDREWS:** Reported on progress of Citizen's Committees (still taking letters of interest). She also reported that the Town of Claverack has applied for a NYSEDA grant for solar panels. On the County front...she gave a progress report on Pine Haven. A copy of the report is available in the village office for review.

**MAYOR SPEED:** Noted that he had been on vacation in February, but when he returned, he completed conference calls with NYSEG regarding the power outages. He also has dealt with the Hillsdale Fire Contract situation.

**TRUSTEE CROPPER:** He thanked Mike for taking care of the flags. He noted that he has been working on Community Day. He reported that there have been three meetings thus far and feels there is good cooperation and participation. He noted that Dick Howard is doing a great job getting things rolling. There is fund raising in the process by Barbara Sagal, Al Wassenhove and Dick Howard to restore fireworks to the Community Day Celebration. The next meeting will be March 29<sup>th</sup> in the Village Hall. He reminded all that Community Day is scheduled for July 10<sup>th</sup>.

**TRUSTEE SAGAL:** Reported six street lights out to NYSEG. She thanked Brian Wheeler for shoveling the village office sidewalk during the snowstorm. She also reported that COI is doing free tax returns. There is a flyer in the village bulletin board. She noted she is a member of the COI board and has attended a symposium on poverty solutions and potential strategies for family security. She also reported that she has been helping the Community Day Committee with fundraising for the fireworks.

**TRUSTEE OSTRANDER:** Reported that he received a letter from Supervisor Andrews regarding the Rescue Squad special taxing district.

**TRUSTEE JOHNSON:** He reported that truck bids were in. Also reported that the village has contacted Senator Saland and Congressman Murphy regarding stimulus funds. He also noted that the LDC is discussing zoning definitions. They feel that they are lacking and need to be amended. He will request that the zoning board draw up a list of possible changes to be considered.

## **CORRESPONDENCE – A LIST WAS PROVIDED FOR THE AUDIENCE**

### **MOTIONS AND RESOLUTIONS**

1. **MOTION** to hold the Annual Organization Meeting and Annual Budget Hearing on Monday, April 5, 2010 at 6:30 PM for the purpose of setting up committees and reviewing and approving the proposed annual budget made by Trustee Sagal, seconded by Trustee Cropper. **ALL AYES, NO NAYS** (*NOTE: after the motion was made it was decided to rescind the motion and discuss the date of this meeting as three of the potential trustees were not going to be available on that date*) **MOTION RESCINDED.**
2. **MOTION** to transfer funds within accounts as necessary made by Trustee Cropper, 2<sup>nd</sup> by Trustee Sagal. **ALL AYES, NO NAYS.**
3. **MOTION** to reappoint Charles Edwin Hoag Jr. Esq. as Acting Village Justice for the Village of Philmont from April 1, 2010 through March 31, 2011 made by Trustee Sagal, seconded by Trustee Cropper. **ALL AYES, NO NAYS.**
4. **MOTION** to expend \$2000 from the Celebrations Account to defray the cost of fireworks for Community Day made by Trustee Cropper, seconded by Trustee Sagal. **ALL AYES, NO NAYS.**
5. **MOTION** to authorize Mayor Speed to execute the lease for the pocket park when completed made by Trustee Ostrander, seconded by Trustee Cropper. **ALL AYES, NO NAYS** (Trustee Sagal recused herself for conflict).

### **UNFINISHED/NEW BUSINESS:**

The fireman's group wondered if Hawthorn Valley was totally exempt from the fire tax as a portion of the parcel is used for a store and for farming (not for education). It was not known.

It was also noted that the carbon monoxide detector has been installed at the firehouse.

The Mayor asked for a moment of silence in memory of Jean Carl and Eleanor Card prior to going into executive session.

**MOTION** to go into executive session to discuss the bids for the utility truck and to discuss the pocket park lease with PB Inc. made by Trustee Cropper, seconded by Trustee Sagal. ALL AYES, NO NAYS.

**MOTION** to adjourn the executive session made by Trustee Johnson, seconded by Trustee Sagal. ALL AYES, NO NAYS.

It was decided that once the pocket park lease was completed, the mayor would execute the lease (see motions and resolutions). Trustee Ostrander was named as board liaison to PB Inc.

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*After reviewing the truck bids, a MOTION was made by Trustee Johnson, and seconded by Trustee Ostrander to accept the ¾ ton utility truck bid provided by Ruges GMC however after closer review, the following morning additional costs were discovered in the bid and the MOTION was rescinded (present were Trustee Sagal, Trustee Johnson and Mayor Speed (Trustee Ostrander was reached by phone) and the bid was awarded to Gendron Trucks (\$24,697 truck, \$5,204 body, \$4,695 plow). MOTION was made to accept the Gendron bid for a total of \$34,866 by Trustee Johnson, seconded by Trustee Sagal. ALL AYES, NO NAYS.*

*MOTION to adjourn the above meeting (3/9/2010-notice placed in office door) was made by Trustee Sagal, seconded by Mayor Speed. ALL AYES, NO NAYS.*

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With no further business to conduct, a **MOTION** was made to adjourn in memory of Jean Carl and Eleanor Card (a moment of silence was held prior to the “executive session”) by Trustee Cropper, seconded by Trustee Sagal, ALL AYES, NO NAYS.

Respectfully submitted,

Eilene Morris  
Clerk/Treasurer  
VILLAGE OF PHILMONT