**MINUTES**

Second Draft

For the

Village of Dryden

Broad of Trustees Meeting

Held on Wednesday February 19th, 2020 at 7:00 PM

**MAYOR:** Michael Murphy

**TRUSTEES PRESENT:**  Jason Dickinson, Clay Converse, Debbie Fisher, Dan Wakeman

**SUPERVISORS PRESENT:** Paul Sabin, Superintendent of Public Works**,** Sgt. Tagliavento, OFC

**DEPUTY CLERK/TREASURER**: Rotha Marsh, also recording Secretary

**ATTORNEY PRESENT**: Bill Troy, Barney, Grossman, Dubow & Troy

**GUESTS**: Dave Sprout/Shelley Knickerbocker- Code Enforcement

Ken Scherrieble-Camden Group

 Rich DeGuida-MRB Group

 Randy Sterling, Lucus Raley-35 W. Main St. Mary Kirkwyland

 Skip Hibbert for Paul Simonet

The Pledge of Allegiance was recited and Mayor Murphy opened the Board meeting at 7:00 p.m.

**Privilege of the Floor**:

Privilege of the floor was opened at 7:01 p.m.

Randy Sterling – Randy has been meeting with Second Wind Cottage who purchased 35 W. Main St in December of 2019. Randy reported that the Structure was burned out in July of 2019. (our records show it was March 18, 2019). He is here to notify the Board that they are working on a solution to the boarded up home. At this time they are not sure if tearing it down or repairing the structure would be better for their purpose. Their engineer reported that the bones of the structure are sound so they will have a contractor do estimates to determine rebuilding vs demolishing. Their intentions are to provide a safe place for women and would like to make this into 3 units which they would have to get a variance for. They also are thinking that the Garage structure would be ideal for programing and job training. Dave Sprout will investigate that possibility. They are asking the Board to give them time. Mayor Murphy expressed his concerns with how long the building would be an eyesore.

Skip Hibbert- Skip representing Paul Simonet requested that the Board review the zoning district at 76 E. Main Street. The property at this time is considered residential A – One Family Residential District. Paul would like this to be changed to residential B- Two –Family Residential District. The properties on both sides and across the street from 76 E. Main St are residential B, therefore he believes that his property should be rezoned residential B.

Privilege of the Floor was closed at 7:18 p.m.

**Monthly Reports:**

Code Enforcement- Dave Sprout introduced Shelley Knickerbocker. Shelley is the Town of Dryden’s new code enforcer who will be working closely with the village. Shelley went over her report and what she has been doing so far. She assured the Board that she is working on giving more detailed information on the monthly reports and that she will be attending the Board meetings. She went on to notify the board about an ongoing complaint regarding Empire Livestock and the tractor trailers that deliver there. A neighbor across the street doesn’t like the noise or the smell of diesel fumes. Both code Enforcement and the Dryden Police have done numerous checks and have both determined the Empire Livestock Barns and the Delivery vehicles are doing nothing illegal or different than they have been doing for over one hundred years. The noise level was less than the road traffic noise and they were parked were they were supposed to. The neighbor, a tenant, did have knowledge before moving in that there was a livestock barn across the road and that trucks would be in and out and parked there at various times. No other neighbor has ever complained.

 Camden Group, Inc. Ken Scherrieble –Ken went over his monthly report that was distributed to all board members. He was pleased that even though the flows have gone over the 600 million gallons 6 months in a row we are still under the 85% threshold with the Tompkins Co. Health Dept. He expects the second waste sludge pump to arrive within the next two weeks and will be installed at that time. He will send the flow monitoring data that he has been obtaining to Rich DeGuida from MRB Group who will be doing the I. & I. Study.

MRB Group- Rich DeGuida-Regarding the agreement for final payment with G. DeVincentis, the legal department is reviewing it at EFC (Environmental Facilities Corporation). Bill Troy will check on the progress. The Village has been awarded a grant up to $30,000.00 with the Village of Dryden paying 20% or $6,000.00 to do an I & I (inflow & infiltration) study on the village sewer system. Ken will supply the flow monitoring data. NY Rural Water Association will do smoke testing at no charge the second week of April. Two proposals were presented to the Board, one from MRB Group to do the I. & I. analysis, and one from Arold Construction to do preform cleaning and CCTV inspections.

**DEPARTMENT REPORTS:**

Public Works Report-Supt. Paul Sabin briefly went over his report, The DPW has been handling snow

removal, cleaning the shop, painting the office and breakroom, and changing some water meters. His

upcoming projects include painting the breakroom floor, hydrant maintenance, and work at Montgomery Park including paving and installing a drinking fountain.

Dryden Police Dept.- Sgt. Tagliavento asked the Board to consider paying overnight accommodations for him to attend a seminar on recognizing a toxic officer. The cost would be $284.13 for three nights. The seminar is in Montgomeryville, Pa. Sgt. Tagliavento also wanted the Board to know that W. Main Street business owners are concerned with the presence of tenants drinking and loitering in front of W. Main Street businesses. As Police officers they can’t target these people as they aren’t breaking laws but he does want the business owners to be happy. After much discussion Bill Troy suggested foot patrols. They deter people who shouldn’t be in the area. Sgt. Tagliavento will also check with code Enforcement on occupancy rules in the area apartments to see that they are in compliance.

**ITEMS FOR BOARD ACTION**:

**Approve January 13th, 2020 Minutes:**

On a motion by Trustee Fisher and seconded by Trustee Converse the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Abstain, Fisher-Aye, Wakeman-Abstain

Resolution No. 2.19.1-2020

Approve January 13, 2020 Minutes

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from January 13, 2020

**Approve January 15th, 2020 Minutes:**

On a motion by Trustee Wakeman and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.2-2020

Approve January 15, 2020 Minutes

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from January 15, 2020

**Approve January 23rd, 2020 Minutes:**

On a motion by Trustee Wakeman and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.3-2020

Approve January 23, 2020 Minutes

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from January 23, 2020

**Budget Amendments/Line Item Transfers:**

On a motion by Trustee Wakeman and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.4 2020

Budget Amendments/Line Item Transfers

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|  |  | Acct # | Description |  From  |  To  |  Difference  |  Reason  |
| **Line Item Transfers** |  |  |  |  |  |  |
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| **General Fund** |  |  |  |  |  |  |  |
| <1> |  |  |  |  |  |  |  |
| Appr. Increase | Expenditures | 14204.01.406 | Labor Attorney |  19,928.50  |  20,044.73  |  116.23  | actual year to date expenditures |
| Appr. Decrease | Fund Balance | 14204.01.400.15 | Attorney |  21,316.65  |  21,200.42  |  (116.23) | to cover overage in Labor Attorney line |
| **<2>** |  |  |  |  |  |  |  |
| Appr. Increase | Expenses | 31201.01.140 | Police Part-time |  75,000.00  |  93,000.00  |  18,000.00  | for anticipated expenditures |
| Appr. Decrease | Expenses | 31201.01.100 | Police Full-time |  258,078.00  |  240,078.00  |  (18,000.00) | to increase Part-Time Budget |
| **<3>** |  |  |  |  |  |  |  |
| Appr. Increase | Expenses | 31204.01.460 | Police Postage |  200.00  |  342.80  |  142.80  | overage due to purchasing stamped envelopes |
| Appr. Decrease | Expenses | 31204.01.400 | Police Contractual |  5,500.00  |  5,357.20  |  (142.80) | to cover overage in postage |
| <4> |  |  |  |  |  |  |  |
| Appr. Increase | Expenses | 31204.01.492 | Ammunition |  1,000.00  |  1,085.31  |  85.31  | to budget for actual expenditures |
| Appr. Decrease | Expenses | 31204.01.491 | Training |  4,500.00  |  4,414.69  |  (85.31) | to cover overage in ammunition |
|  |  |  |  |  |  |  |  |

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Budget Amendments/Line Item Transfers presented by Clerk Treasurer Debra Marrotte

**Approve the Abstract:**

On a motion by Trustee Fisher and seconded by Trustee Dickinson the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.5 2020

Approve the Abstract

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Abstract dated January 15, 2020 and authorizes the Mayor to sign it

**Approve New Member to Neptune Hose Co. No.1**

On a motion by Trustee Dickinson and seconded by Trustee Converse the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.6-2020

Approve New Neptune Hose Co No 1 Members

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the following new member to Neptune Hose Co No.1

\*Caitlyn Whittaker, 81 Bell Lane, Freeville, NY 13068

**Approve list of Volunteer Interior Structure Firefighters for Cancer Disability Insurance:**

Tabled until a better list with dates is received

**Present Local Law No. 001-2020 to override the tax cap and possibly set public hearing:**

On a motion by Trustee Fisher and seconded by Trustee Dickinson the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.7-2020

Set Public Hearing for Local Law 001-2020 Tax Levy Override

**Resolved,** that the Board of Trustees of the Village of Dryden hereby sets a Public Hearing for March 19, 2020 at 7:00pm on proposed Local Law 001-2020 allowing for the override of the Tax Levy for the fiscal year 2020/2021

**VILLAGE OF DRYDEN**

**LOCAL LAW 001 OF THE YEAR 2020**

**A local law to ALLOW THE override OF the tax levy limit established in General Municipal Law §3-c**

  Be it enacted by the Board of Trustees of the Village of Dryden as follows:

Section I. Purpose & Intent.

It is the purpose and intent of this local law to allow, if determined necessary and/or appropriate, for the Board of Trustees of the Village of Dryden to adopt a budget for the fiscal year commencing in 2020 that requires a real property tax levy in excess of the tax levy limit as defined by General Municipal Law §3-c.

Section II. AUTHORITY.

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c which expressly authorizes a local governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) or more of said governing body.

Section III. TAX LEVY LIMIT OVERRIDE.

The Board of Trustees of the Village of Dryden, County of Tompkins, is hereby authorized, if determined necessary and/or appropriate, to adopt a budget for the fiscal year commencing in 2020 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section IV. SEVERABILITY.

If a court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm, or corporation or circumstance is invalid or unconstitutional, the court order or judgment shall not affect impair or invalidate the remainder of this local law but shall be confined in its operation to the clause, sentence, paragraph, subdivision or part of this Local Law or in its application to the person, individual, firm, corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section V. EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the Secretary of State.

**Approve MOA between the Village of Dryden and CSEA:**

On a motion by Trustee Wakeman and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.8-2020

Approve MOA between the Village of Dryden and CSEA

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Memorandum of Agreement between the Village of Dryden and Civil Service Employees’ Association Inc., Local, 1000 AFACME, Local 855 Tompkins County, Village of Dryden Unit #8913 (CSEA) covering the period from June 1, 2018 to May 31, 2021 to correct dates that are incorrect and authorizes the Mayor to sign the agreement.



**Approve/Disapprove changing the zoning from Residential A to B at 76 E. Main Street:**

On a motion by Trustee Converse and seconded by Trustee Dickinson the following was passed: Vote Murphy- Abstain, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.9-2020

Change zoning at 76 E. Main St.

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves rezoning 76 E. Main St. from residential “A” to “B” at 76 East Main Street.

**Approve Alternative Waste Contract Extension for Garbage Service and Increased cost of tags**

On a motion by Trustee Wakeman and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.10-2020

Alternative Waste Contract Extension

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the contract extension which increases the cost of 1 sheet (12 garbage tags) from $18.75 to $23.00 effective June 1, 2020 and extends to May 31, 2021

**Approve applying for Municipal Parks and Trails Grant:**

On a motion by Trustee Wakeman and seconded by Trustee Converse the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.20.11-2020

Municipal Parks and Trails Grant

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves applying for the Municipal Parks and Trails Grant program up to $5,000.00 for paving and add a drinking fountain at Montgomery Park.

**Discuss and possibly approve applying for Tompkins County Natural Infrastructure Capital Program:**

Mayor Murphy would like to apply for funds for the Lewis St. Bridge and Lee Rd culvert.

On a motion by Trustee Wakeman and seconded by Trustee Dickinson the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.12-2020

Tompkins County Natural Infrastructure Capital Program

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves applying for funding from the Tompkins County Natural Infrastructure Capital Program for mitigating the potential for downstream flooding.

**Discuss and possibly approve MRB Group‘s proposal for the I & I Evaluation and Arold Construction CCTV Inspection:**

On a motion by Trustee Fisher and seconded by Trustee Wakeman the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

 Resolution No. 2.19.13-2020

MRB Group I & I Evaluation Proposal

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves MRB Group’s Proposal for Professional Engineering Services Inflow and Infiltration Evaluation at a cost of $24,900.00.

On a motion by Trustee Dickinson and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.14-2020

Arolds Construction CCTV Inspection Proposal

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves/ disapproves Arold Construction as a subcontractor for MRB Group to perform the CCTV Inspection at a cost to the Village $3750.00 per day with an estimate of days 2.

Vote: \_\_\_\_\_\_\_\_Ayes \_\_\_\_\_\_\_\_\_\_\_Nays

**Possibly Approve 3 night Accommodations for Sgt. Tagliavento:**

On a motion by Trustee Converse and seconded by Trustee Wakeman the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.15-2020

Hotel Accommodations

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby approves overnight accommodations at the Quality Inn in Montgomeryville, Pa. February 23rd-25th in the amount of $284.13 for Sgt. Tagliavento to attend a Seminar: Recognizing the Toxic Officer

**Accept Stephanie Zerilli’s resignation:**

On a motion by Trustee Dickinson and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.16-2020

Stephanie Zerilli’s Resignation

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby accepts the verbal resignation from Stephanie Zerilli effective January 22, 2020

**ITEMS FOR BOARD DISCUSSION:**

Village Hall – Trustee Fisher reported on Scott Bova’s visit from MRB Group. He was at the town hall to gather information on what was needed so they could start the design phase. It was impressed upon him to come up with design concept before the next B.O.T. meeting.

Mayor Murphy attended Tompkins County Planning Board meeting regarding the RT.13 Corridor- They are looking at ways to improve traffic flow.

LED lights update- We are still waiting for the design phase to stert

Trustee Wakeman will be out of town the first week of March.

Health Insurance Consortium is getting large and may change to have one annual meeting and monthly executive sessions

 Trustee Fisher and Mayor Murphy met with Town of Dryden Supervisor and Ray Burger regarding code enforcement.

The Community Center Board may start meeting at the Family Dollar Building, and may be working with The Town of Dryden Recreation Dept. there.

**Adjourn:**

On a motion by Trustee Dickinson and seconded by Trustee Fisher the following was passed: Vote Murphy- Aye, Converse-Aye, Dickinson-Aye, Fisher-Aye, Wakeman-Aye

Resolution No. 2.19.17-2020

Adjourn

 **Resolved,** that the Board of Trustees of the Village of Dryden hereby adjourns at 10:02 p.m. not to reconvene.