**MINUTES**

First Draft

For the

Village of Dryden

Broad of Trustees Meeting

Held on Wednesday October 16, 2019 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,

**EXCUSED**  Sgt. Josh Tagliavento, OIC

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

**ATTORNEY PRESENT**: William Troy III, Barney, Grossman, Dubow & Troy

**GUEST**: Dave Sprout- Code Enforcement

Rich DeGuida/ MRB Group

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

**Privilege of the Floor**:

Privilege of the Floor was opened at 7:00p.m. There were no guests present to speak so Mayor Murphy asked for Code Enforcement’s report.

**Monthly Reports:**

**Dave Sprout-** Al Kryger reported that Smith Realty should be closing on the property, tax map #8.-1-6.2, in the Village next Tuesday without sub-dividing and wants to proceed with the proposed PDA. There were 5 Building permits issued, Tre Bellas wishes to amend her approved site plan, and Toe Tag Tattoo opened at 8-10 West main St. There were complaints about rats seen near 35 W. Main St., the Post Office, 3 North St. and 12-14 W. Main St. The thought was they were coming from 35 W. Main St. so the owner was contacted. At this time Dave does not know whether or not a pest control was hired or not but no further complaints have been made. Mayor Murphy chastised code enforcement for not following up on this. At this time the owner of 35 W. Main St is in a dispute with his insurance company, the property is listed for sale and two inquiries have been made. 68 South St will be issued a court appearance for not removing rubbish after ignoring two notices. There is still an ongoing complaint at 73 W. Main St. He has been putting his rubbish out too early. Steve Cortright has returned to work after being out for almost 2 months.

**Ken Scherrible** – was absent, his report was handed out for review. Average Daily flows were down again this month

**Rich DeGuida**- Site restoration around the water tank at TC3 has been completed and it looks great. Adam Potter from TC3 is pleased. The site restoration at the Ferguson Rd. Tank has been started and almost finished. Fencing will be installed next week. A solution to a resident’s complaint about the lights being too bright is being looked into. An analyzer is being hooked up to the Scada System. As soon as the leaves are off the trees GPS location of the water system will begin. To finish the water project, valve boxes need to be fixed, doors on the well houses repaired and they need the close out documents from DeVincentis. EFC won’t close it out without these documents. They include the Release of Liens and the O and M Manual.

Both Gentlemen were excused and Privilege of the Floor was closed at 7:40 pm

**ITEMS FOR BOARD ACTION:**

**Discuss and possibly approve increase to Longevity pay for Non-Union Employees:** 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. 10.16.1-2019

Increase Longevity pay for Non-Union Employees

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves increasing the Longevity pay for Non-Union employees not already covered by an agreement to match the longevity pay as provided in the Public Works Contract and to amend the Employee Handbook to reflect the change.

**Discuss and possibly approve waiving Village Tax penalties for JCB Investment Trust:**

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. 10.16.2-2019

Waive Village Tax Penalties for JCB Investment Trust

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves waiving the penalties on the 2019-2020 Village Taxes for JCB Investment Trust due to the Village receiving the wrong name and address from Tompkins County Assessment and Finance and the new owners live in California so had no way of knowing they had any taxes due.

**Lake Road Fall Fertilization application:**

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

Resolution No 10.16.3-2019

Approve Lake Road Fall Fertilization Proposal

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the proposal from Acme Lawn Care for a slow release fertilization application along the road easement on the western side of Lake Road beginning at the corner of Weber St. to the Bridge at Dryden Lake. The cost not to exceed $2200.00

**Approve September 18, 2019 Minutes:**

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. 10.16.4-2019

Approve September 18, 2019 Minutes

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from September 18, 2019

**Budget Amendments/Line Item Transfers:**

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

Resolution No. 10.16.5-2019

Budget Amendments/Line Item Transfers

**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.

|  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  |  | **Acct #** | **Description** | **From** | **To** | **Difference** | **Reason** |  |  |  |
| **Budget Amendments** | |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |  |
| **General Fund** |  |  |  |  |  |  |  |  |  |  |
| **<1>** |  |  |  |  |  |  |  |  |  |  |
| **Appr. Increase** | **Revenues** | **2770.01.000** | **Misc. Revenue (Reimbursement)** | **-** | **4,204.65** | **4,204.65** | **Refund for overages charged by NYSEG for lighting** | | | |
| **Appr. Increase** | **Expenditures** | **51824.01.442** | **Street Lights-Outside Contracts** | **-** | **1,681.86** | **1,681.86** | **Create new line item for Computel Expense for Audit** | | | |
| **Appr. Increase** | **Expenditures** | **51822.01.200** | **Street Light Equipment** | **5,000.00** | **7,522.79** | **2,522.79** | **increase for future purchase of lighting equipment** | | | |
|  |  |  |  |  |  |  |  |  |  |  |
|  |  |  | **For Audit on Street Lights by Computel** | |  |  |  |  |  |  |
| **<2>** |  |  |  |  |  |  |  |  |  |  |
| **Appr. Increase** | **Expenditures** | **14204.01.406** | **Labor Attorney** | **13,675.65** | **19,928.50** | **6,252.85** | **actual year to date expenditures** | | |  |
| **Appr. Decrease** | **Fund Balance** | **909.01.000** | **Decrease Amt. Budgeted for** | **-25,990.00** | **-19,737.15** | **-6,252.85** | **to cover overage in Labor Attorney line** | | |  |
|  |  |  |  |  |  |  |  |  |  |  |
| **Line Item Transfers** | |  |  |  |  |  |  |  |  |  |
| **General Fund** |  |  |  |  |  |  |  |  |  |  |
| **<1>** |  |  |  |  |  |  |  |  |  |  |
| **Appr. Increase** | **Expenditures** | **31201.01.160** | **Police Field Training** | **-** | **1,600.00** | **1,600.00** | **to budget for new line item for Field Training** | | | |
| **Appr. Decrease** | **Expenditures** | **31201.01.100** | **Police Full-Time** | **265,852.00** | **264,252.00** | **-1,600.00** | **to budget for new line item for Field Training** | | | |
|  |  |  |  |  |  |  |  |  |  |  |

**Approve the Abstract:**

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-Abstain

Resolution No. 10.16.6-2019

Approve the Abstract

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Abstract dated October 16, 2019 and authorizes the Mayor to sign it

**Approve MRB Group Proposal for Professional Services Regarding the Village Hall Building:**

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. 10.16.7-2019

Approve MRB Group Proposal

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the MRB Group Proposal –Village Hall –Existing Conditions Assessment and Report Proposal for Professional Services for $6500.00 and authorizes the Mayor to sign it

**BOND RESOLUTION:**

The following bond resolution was presented to the Board of Trustees.

Resolution No. 10.16.8-2019

BOND RESOLUTION DATED OCTOBER 16, 2019.

A RESOLUTION AUTHORIZING THE ISSUANCE OF $163,000 BONDS OF THE VILLAGE OF DRYDEN, TOMPKINS COUNTY, NEW YORK, TO PAY a portion of THE COST of the purchase of a john deere loader, IN AND FOR SAID VILLAGE.

WHEREAS, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which regulations state that Type II Actions will not have a significant adverse effect on the environment; and

WHEREAS, it is now desired to authorize such capital project and its financing; NOW, THEREFORE, BE IT

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Dryden, Tompkins County, New York, as follows:

Section 1. The purchase of a John Deere Loader, for the Village of Dryden, Tompkins County, New York, including incidental equipment and expenses in connection therewith, at a maximum estimated cost of $183,000, is hereby authorized.

Section 2. The plan for the financing of such maximum estimated cost shall be as follows:

a) By the issuance of $163,000 bonds of said Village hereby authorized to be issued pursuant to the provisions of the Local Finance Law; and

b) By the application of $20,000 trade-in allowance, which monies are hereby appropriated therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is15 years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Village of Dryden, Tompkins County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150‑2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long‑term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows**:** Murphy – Aye, Fisher – Aye, Wakeman- Aye, Dickinson-Aye, and Converse-Aye

The resolution was thereupon declared duly adopted.

\* \* \* \* \* \*

**Department Reports:**

**Public Works Report by Superintendent Paul Sabin:**

Paul provide a written report, The DPW has the tin roof half done on the pavilion and should be done next week to close out the grant. They will probably use paving instead of concrete for the floor. Paving was completed on James St., Lewis St and Neptune Drive.

**Dryden Police Dept. Report** **by Sgt. Josh Tagliavento:**

Jason Dickinson presented the police report in Sgt. Tagliavento’s absence. The Department did a truck safety Inspection sweep in the Village resulting in numerous tickets. Jason observed Firearms Training and was impressed with what our officers learn, how detailed it is and how well our officers did.

**ITEMS FOR BOARD DISCUSSION**

Update on Village Financial Support of Beautification Efforts-Trustee Fisher has set up a meeting on October 23 to meet with the Beautification Group.

Update on Electrical Upgrade for Electric Charging Station- the Grant has been submitted. Trustee Fisher suggest possibly waiting to install until Spring after receiving Village Hall upgrade design ideas.

Update on Sexual Harassment Training- The training that was done at the Town of Dryden qualifies, we need to contact her for something for our files.

Update on Village Hall Upgrade- MRB Group will be working with us on this

**Adjourn to Executive Session to Discuss Personnel Matter not to reconvene**:

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. 10.16.9-2019

Adjourn to Executive Session not to reconvene

**Resolved,** that the Board of Trustees of the Village of Dryden hereby adjourns to Executive Session at 8:39 pm not to reconvene.