#### **Approved**

#### **MINUTES**

### For the Village of Dryden

### Board of Trustees Meeting

Held on Wednesday April 14, 2021 at 7:00 PM

MAYOR: Michael Murphy

**TRUSTEES PRESENT:** Dan Wakeman, Jason Dickinson, Deb Fisher, Stephanie Mulinos

**EXCUSED:**Chief Tagliavento, Supt. Paul Sabin **DEPUTY CLERK/TREASURER:**Rotha Marsh, also recording Secretary **ATTORNEY PRESENT:**Bill Troy- Barney, Grossman, Dubow & Troy

**GUESTS**: Ken Scherrieble- Camden Group,

Chris Quinlan, Travis Stelick, Kevin Smith

#### Public Hearing on Tentative 2021-2022 Budget:

The Public Hearing was opened at 7:01p.m. The Mayor summarized the budget and briefly explained the changes. One question was asked regarding any increase to property taxes. The Mayor answered that no there would be no increase. No one else had any questions so the Mayor closed the Public Hearing at 7:05P.m.

Privilege of the floor was opened at 7:05.

Rick Young addressed the Board for Brecht's Towing. Before the meeting started the Mayor handed out a map and two pictures. Brecht's Towing garage, which is located on Wall St., is situated in such a way that they have been unable to use the back side of their building. They are proposing to the Village a swap of property. They would give the Village the piece marked with two x's (where our Village sign already is) in exchange for the triangle piece marked with one x. This would all be surveyed and legal. Before they have it surveyed they would need to know if the Board would be interested.



Brecht's would then be able to blacktop the area behind the garage and use the overheard door for traffic in and out of the garage.

Trustee Wakeman would like to view the boundaries that they are proposing in person. He will contact them to put stakes in the ground where they want the property line to be for him or any Board member to see in person. Then they can make a decision.

:

Privilege of the Floor was closed at 7:16p.m.

#### **Monthly Reports:**

Code Enforcement- Shelly Knickerbocker –written report emailed to the Board- she was not able to attend the week earlier board meeting.

Camden Group- Ken Scherrieble – last month due to snow melt and rain the flows were over the allowable amount.

When talking about the snow melts Ken's report got interrupted and the subject of cleaning ditches and debris from under the Lewis ST. Bridge was brought up and the problem the Village is having beavers.

The DPW has a permit and have been actively trying to rid the Village of the beavers and the dam's that they have built. They have no way of using machinery so the crew has been hand destroying the dams.

Ken Scherrible resumed his report- The float alarm is installed and waiting to have it programmed. The sewer system is running well without any other problems at this time.

#### **DEPARTMENT REPORTS:**

Public Works Report-Supt. Paul Sabin- the DPW have started Spring cleanup, have been fixing yards that were damaged by the plows and have removed snow removal equipment from the trucks. They have had two water main breaks, one on Evergreen St. and the other on Lake Rd. They need to replace a valve on Elm and Library St. Hydrant Flushing has been rescheduled for April 26<sup>th</sup> through April 30<sup>th</sup>. Residents can now request the Village Trucks for overnight filling of leaves, brush and natural materials.

Chris Quinlan and Travis Stelick are concerned about possible flooding at their properties. One lives on Lewis St and the other on Brookside Dr. They want to know what assurance the Village can give that flooding like happened in 2017 won't happen again and who is responsible for preventative maintenance. They were informed that TC3 is responsible for their own maintenance and the Village has no control over what they do. Attorney Bill Troy suggested they hire an attorney to write a letter or write one themselves to TC3 putting them on notice that they would hold them accountable if they failed to do the preventative maintenance that contributed to the severe flooding that happened previously. The pair also requested the Village DPW regularly clean out the Lewis Street Bridge and ditches. Both the Mayor and Paul Sabin let them know that the Village is planning on obtaining a permit to clean out what they are allowed to do under the bridge. Trustee Wakeman also informed them that the ditch on Lewis St. is considered part of wetlands and that cleaning out the ditch is also subject to DEC guidelines. The Village does what they are allowed.

Dryden Police Dept. – Chief Tagliavento passed out his monthly report and briefly explained it to new Trustee Mulinos. The Police are writing more tickets now that the courts are starting to open up. He attended a NARCO meeting with Officer DeCoursey with the Ithaca PD and has another meeting on Friday morning. Officer DeCoursey is interested in learning more about drug investigation and that's what these meetings are for. Due to ammunition shortage only the full time officers will be attending the annual firearm training. Part time officers will be trained at their full time jobs. The Chief is looking into trading a couple of firearms that aren't being used for ones that will be. He wants to coordinate a "First Responders at the Park day" with the Fire Department and EMS crew. He is scheduling an outreach meeting at Poet's Landing sometime in the first week of May and has starting recruiting efforts for a replacement part time officer.

#### ITEMS FOR BOARD ACTION:

#### Approve the 165th minutes for the Organizational Minutes from April 5, 2021:

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

Resolution No. 4.14.1-2021
Approve minutes for the 165th Organizational Meeting

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from the  $165^{th}$  Organizational Meeting on April 5, 2021

#### **Approve April 5, 2021 Minutes:**

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

Resolution No. 4.14.2-2021
Approve April 5, 2021 Minutes

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the minutes from April 5, 2021

#### **Set the 166th Organizational Meeting:**

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

Resolution No. 4.14.3-2021
Set the 166<sup>th</sup> Organizational Meeting

**Resolved,** that the Board of Trustees of the Village of Dryden hereby sets April 4, 2022 at 7:00p.m. as the 166<sup>th</sup> Organizational Meeting with a Board of Trustees Meeting to immediately follow.

### Rescind Resolution No. 3.17.8-2021 authorizing unpaid Water & Sewer bills being added to Taxes

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

Resolution No. 4.14.4-2021
Rescind Resolution 3.17.8-2021

**Resolved,** that the Board of Trustees of the Village of Dryden hereby rescinds resolution 3.17.8-2021 authorizing adding unpaid water and sewer bills to the 2021/2022 Village taxes per legislative bill A.6255-A(Richardson)/(S.1453-B(Parker))

Yesterday, the State Legislature passed a bill (A.6255-A (Richardson) /S.1453-B (Parker)) to extend the law's expiration date, include small business customers with 25 or fewer employees within the protections and requirements of the statute, prohibit the imposition of late fees on residential and small business customers entering into deferred payment agreements, and also prohibit a municipality's ability to place, sell or enforce a lien on the properties of such customers protected by this legislation. The protections afforded by the legislation would be effective as soon as the bill is signed by the Governor – which we expect will be very soon – and would remain in effect for 180 days after the State of Emergency is lifted or until December 31, 2021, whichever is earlier.

Municipal water suppliers would also be required to provide notice in every regular billing statement to residential and small business customers of the legislation's protection against water service termination and the opportunity to enter into a deferred payment agreement (DPA).

Notably, the legislation would prohibit municipal water suppliers from relevying unpaid or past due water charges during the pendency of the State of Emergency or until December 31, 2021, whichever is earlier, and for 180 days after that deadline for customers who claim a change in financial circumstance due to the COVID-19 State of Emergency. Relevying would only be permitted after the COVID-19 State of Emergency is lifted or after December 31, 2021, whichever is earlier, for those customers who have received the appropriate notice of the protections afforded by the statute in their billing statements and do not enter into a DPA. Customers must also receive not less than 30 days notice of the municipality's intent to relevy. Additionally, service termination for non-payment may resume upon the same 30 days notice, following the expiration of the State of Emergency or after December 31, 2021.

Under these amendments, the opportunity to enter into a DPA must be provided to both residential and small business customers. However, unlike the current statute, fees and penalties imposed on all delinquent charges incurred during the duration of the COVID-19 State of Emergency are specifically prohibited when a customer enters into a DPA. The DPA should be structured in accordance with <u>Public Service Law § 37</u>,

which governs these types of agreements, but the term of the agreement may exceed the expiration of this legislation. Relevying during the DPA's term would not be permitted.

The legislation would provide the Department of Public Service with enforcement authority and enable the Department to adjudicate complaints and conduct investigations for violations of these provisions. Additionally, while the legislation and its expanded protections would continue to apply to utility corporations and municipalities providing gas and electric service, it would also be expanded to residential and small business telephone, cable television and broadband (including wireless) customers.

#### **Approve the 2021/2022 Salary Schedule:**

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

### Resolution No. 4.14.5-2021 Approve the 2021/2022 Salary Schedule

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Salary Schedule for Non-Union Village Employees for the 2021/2022 Fiscal Year prepared by Clerk Treasurer Debra Marrotte

2021/2022 proposed Salary S	Schedule			
Represents 3% increase to e	ach			
		Current	Proposed	Annual
Employee Name	Position			
Debra Marrotte	Clerk/Treasurer	29.05	29.92	\$ 62,233.60
Rotha Marsh	Deputy Clerk/Treasurer	19.43	20.01	\$ 41,620.80
Allison Kjellendar-Cantu	Information Aide	17.85	18.39	\$ 38,251.20
Paul Sabin, Jr.	Superintendent of Public Works	31.06	31.99	\$ 66,539.20
Caleb Bean	Asst. Superintendent of Public Works	22.44	23.11	\$ 48,068.80
Josh Tagliavento	Police Chief	33.59	34.60	\$ 71,968.00
Debra Lawrence	Police Sergeant	31.04	31.66	\$ 25,000.00
(currently vacant)	Police Clerk	14.86	15.3	\$ 19,400.00

#### Abstract:

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

### Resolution No4.14.6-2021 Abstract

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the Abstract dated April 14, 2021 and authorizes the Mayor to sign it

### <u>Declare 2018 Ferris Zero Turn Mower as surplus and approve trading it in for a new Zero Turn Mower:</u>

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

Resolution No. 4.14.7-2021

Declare 2018 Ferris Zero Turn Mower as surplus and approve trading it in for new Zero Turn Mower

**Resolved,** that the Board of Trustees of the Village of Dryden hereby declares the 2018 Ferris IS 3200 Z Zero Turn Mower Serial #2017760638as surplus and approves trading it for a new Ferris ISX3300 37 hp B&S efi/61 Zero Turn Mower at a cost not to exceed \$6000.00

#### Declare DPW's Ford F-350 and plow as surplus:

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

Resolution No. 4.14.8-2021

Declare DPW items to surplus

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the following items: Ford F-350 Vin #1FT3B60BEC78489, and 8' Western Sno-plow Model 60390 to be declared as surplus and to be sold at auction.

#### Approve the purchase of 2021 Dodge 2500 Tradesman Crew Cab 4x4 pickup:

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

#### Resolution No. 4.14.9-2021

Approve the purchase of 2021 Dodge 2500 Tradesman Crew cab 4x4 pickup

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves purchasing a 2021 Dodge 2500 Tradesman Crew Cab 4x4 pickup Truck with a 8/10' Western Wide out Plow at a total cost not to exceed \$45,000.00.

#### Adopt the 2021/2022 Budget:

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

## Resolution No. 4.14.10-2021 Adopt the 2021/2022 Budget

**Resolved,** that the Board of Trustees of the Village of Dryden hereby adopts the 2021/2022 Budget

### <u>Approve and Authorize the Mayor to sign MRB Group proposal for Dryden Village Hall Roof & Drainage System Design:</u>

Trustee Wakeman wants to address energy savings measures and alternative energy sources before signing this agreement. He isn't sure if it is possible but green alternatives should be looked at. The decision to table this resolution was made until Trustee Wakeman contacts MRB Group and discussed viable options.

#### **Budget Amendments/Line Item Transfers:**

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

Resolution No. 4.14.11-2021
Budget Amendments/Line Item Transfers

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

			B	-	m	T. 100	
Budget Amend	ments:	Acet#	Description	From	То	Difference	Reason
SEWER FUND							
<1>							
Appr. Increase	Revenue	2680.03.00	Insurance Recoveries	160,264.25	178,753.91	18,489.66	To adjust for actual year to date
Appr. Increase	Expenditure	81304.03.496	Treatment/Disposal	160,264.25	178,753.91	18,489.66	To increase insurance recoveries
Line Item Tran	sfers:	Acct #	Description	From	То	Difference	Reason
GENERAL FU	ND						
<1>							
Appr. Increase	Expenditure	14604.01.400	Records Management Contr	300.00	358.81	58.81	To cover for shredding
Appr. Decrease	Expenditure	13254.01.414	Publications	1,558.81	1,500.00	(58.81)	To cover overage in records management
Appr. Increase	Expenditure	13254.01.415	Admin Computer	3500.00	3571.29	71 99	To cover expenses to date
Appr. Decrease	Expenditure	13254.01.494	Admin Outside Contracts		1,828.71		To cover overage in admin computer
<3>	Expenditure	15254.01.494	Admin Outside Contracts	1,900.00	1,020.71	(71.29)	To cover overage in admin computer
Appr. Increase	Expenditure	13254.01.400	Admin Contra Expenses	2500.00	2700.00	200.00	To cover expenses to date
Appr. Decrease	Expenditure	13254.01.494	Admin Outside Contracts	1,828.71	1,628.71		To cover expenses to date  To cover overage in Village office expenses
<4>	ponditure		Outside Collettees	1,020.11	1,020.11	(=00.00)	
Appr. Increase	Expenditure	16204.01.442	Buildings Outside Contracts	81,124.50	90,824.50	9,700.00	To cover expneses to date
Appr. Decrease	Expenditure	16204.01.441	Buildings Service Contra	3,000.00	500.00		To cover overages in Village Hall upgrade
Appr. Decrease	Expenditure	16204.01.415	Village Hall Computers	27,000.00	19,800.00	(7,200.00)	
<5>							
Appr. Increase	Expenditure	16404.01.440	Garage Equipment Maintance	18,000.00	18,830.92	830.92	To cover expenses to date
Appr. Decrease	Expenditure	16404.01.430	Garage Building Maintance	1,500.00	669.08	(830.92)	To cover equipment maintances
<6>							
Appr. Increase	Expenditure	16404.01.470	Garage Gas & Oil	15,000.00	16,200.00	1,200.00	To cover expenses to date
Appr. Decrease	Expenditure	16404.01.481	Garage Safety Equipment	3,500.00	2,300.00	(1,200.00)	To cover overages in Gas & Oil
Appr. Increase	Expenditure	19104.01.400	Unallocated Insurance	52,746.94	52,894.94	148.00	To cover expenses to date
Appr. Decrease	Expenditure	13254.01.460	Admin Office Postage	2,400.00	2,252.00		To cover overages in unallocated insurance
<8>						(======	3
Appr. Increase	Expenditure	80101.01.100	Zoning P/S	1,650.00	1,675.00		To cover expenses to date
Appr. Decrease <9>	Expenditure	80104.01.400	Zoning Expend	200.00	175.00	(25.00)	To cover overages in Zoning P/S
Appr. Increase	Expenditure	51424.01.400	Snow Removal	25,000.00	25,402.91	402.91	To cover expenses to date
Appr. Decrease	Expenditure	51104.01.445	General Repairs Storm	3,500.00	3,097.09	(402.91)	To cover overages in snow removal
<10> Appr. Increase	Expenditure	90608.01.800	Medical Insurance Village Share	110,000.00	110,105.29	105.29	To cover expenses to date
Appr. Decrease	Expenditure	90898.01.802	Employee Longevity	3,500.00	3,394.71	(105.29)	To cover overage in Medical Insurance
WATER FUND							
<1>							
Appr. Increase	Expenditure	83401.02.140	P/S Information Aide	-	7,480.61		To cover expenses to date
Appr. Decrease <2>	Expenditure	83401.02.130	Personal Service	39,741.16	32,260.55	(7,480.61)	To cover overage in Water P/S Info Aide
Appr. Increase	Expenditure	83401.02.190	P/S Overtime	9,000.00	13,000.00	4,000.00	To cover expenses to date
Appr. Decrease	Expenditure	83401.02.100	Personal Service	69,413.16	65,413.16	(4,000.00)	To cover overage in Water overtime
Appr. Increase	Expenditure	90608.02.800	M edical Insurance Village Share	19,401.08	20,201.08	800.00	To cover expenses to date
Appr. Decrease	Expenditure	90898.02.802	Employee Longevity	1,700.02	900.02		To cover expenses to date  To cover overage in Water overtime
SEWER FUND	Expenditure	90090.02.002	miproyee Longevity	1,700.02	900.02	(000.00)	To cover overage in water overtime
<1>	n	04004.65.5.15	2010				m
Appr. Increase	Expenditure	81301.03.140	P/S Information Aide	-	7,837.60	-	To cover expenses to date
Appr. Decrease <2>	Expenditure	81301.03.100	Personal Service	42,728.00	34,890.40	(7,837.60)	To cover overage in Sewer P/S Info Aide
Appr. Increase	Expenditure	81301.03.190	P/S Overtime	1,000.00	1,548.78	548.78	To cover expenses to date
Appr. Decrease	Expenditure	81301.03.100	Personal Service	34,890.40	34,341.62	(548.78)	To cover overage in Sewer overtime

# Review and approve the list of Dates and Times requested for use at Montgomery Park by Southworth Library:

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

### Resolution No. 4.14.12-2021 Approve dates and Times for Mongomery Park Use by Southworth Library

**Resolved,** that the Board of Trustees approves the following dates and times for use of the large pavilion at Montgomery Park by Southworth Library:

Saturday, July 10, 11:00a.m. PuppHitztory Thursday, July 15 1-2pm Puppet Making Saturday, July 24 all day Dan the Snakeman and every Tuesday, Thursday and Friday 11:30-2:00p.m.proposed in July and August

#### **Accept the resignation from Dalton Kenny:**

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

Resolution No. 4.14.14-2021
Accept Dalton Kenny's Resignation

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves the resignation of Dalton Kenny as part time officer as of April 14, 2021

### Approve Barton and Loguidance, D.P.C. to Submit Bridge NY applications for Culvert Replacementon Union St and Lee Rd:

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

#### Resolution No. 4.14.15-2021

Approve Barton and Loguidance, D.P.C. to Submit Bridge NY applications for Culvert Replacement on Union St and Lee Rd

**Resolved,** that the Board of Trustees of the Village of Dryden hereby approves requesting Barton and Loguidance, D.P.C. to submit Bridge NY applications for culvert replacement on Union St. and Lee Rd.

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

#### ITEMS FOR BOARD DISCUSSION:

**Thoma Consutants**- there has been progress, they have 11 applicants approved and in the bidding process.

**Jay St. Property**- A letter needs to be sent to all neighbors to the property for interest in purchasing for \$13,000.00

**Update on Charging Station Grant**- Mayor Murphy stated the application was sent earlier today

**LED Street Lighting update**- Installation of the lights should start in a couple of weeks - In the meantime NYSEG will not replace burned out lights.

#### From Trustee Fisher-

- 1) Would like the Board to consider finding out about self-funding of grants to encourage new business in the downtown area. Tax breaks, incentives etc. She will check with the Tompkins County Chamber of Commerce
- 2) Do we need Port-a- Potties at Montgomery Park? Will decide at a later date
- 3) Would like the Board to think and find out more about starting a Dog Park. Trustee Mulinos wonders if there is enough Village interest. Trustee Mulinos believes the Village should do an online survey and ask the Town of Dryden to do one as well. Trustee Dickinson thinks there is interest and likes the idea.
- 4) Trustee Fisher wants to look into moving the elections to November. She will look into what would need to be done.

#### Adjourn to Executive Session to discuss Personnel Matters (PBA Union Contract):

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

Resolution No. 4.14.16-2021
Adjourn to Executive Session

**Resolved,** that the Board of Trustees of the Village of Dryden hereby adjourns to Executive Session to discuss Personnel Matters (PBA Union Contract) at 9:25pm not to reconvene.