

UNAPPROVED

Regular Board Meeting

August 16, 2018

7:00 p.m.

Present – Mayor John King, Trustees Steven Lawton, James Ryan, Philip Smith, Vincent Chicone

Absent – None

Also Present – Alyssa Hammond, Clerk-Treasurer; Amanda Arnold-Rodriguez, Mike Hughey, Tom Carson, Kelly Povero, Doug & Carol Moss, Eric Castillo, Karl Colburn,

Mayor King called the meeting to order at 7:00 p.m. and asked for the pledge of allegiance.

Mayor King started the meeting with an overview of the flooding event that occurred on August 14th.

Robert James was present to air several miscellaneous grievances to the board. The board heard his concerns.

Doug and Carol Moss are Village residents that live on Rock Cabin Road. They have some major issues since the flooding event on August 14th. They have large rocks that were washed down the hill behind their house and landed up against their house. This has caused a huge amount of water to be diverted into their house and into their basement. They are unable to get rid of the rocks and water on their own. They believe that the rocks were washed down the hill because of a lack of drainage at the top of the hill on N. L'Hommedieu Street/County Route 8. Mayor King stated that the Village is unable to do work on private property, but that he would speak to Schuyler County Soil & Water to ask that they help them rectify the situation.

Eric Castillo was present as a boater at the Montour Marina. He stated that he helped with the evacuation and water rescue of the Marina tenants during the flood. He stated that he was concerned with some electrical issues that might come up as a result of the flooding. Trustee Ryan stated that he has already had JAC Contracting start replacing some of the electric pedestals and services due to the emergency situation at hand.

Kelly Povero was here on behalf of the Montour Falls Library. She is spearheading the construction project and the grant funding for that project. She gave the board an update on that grant funding and what the next steps are.

Amanda Arnold-Rodriguez was present on behalf of SCOPED to present the board with the TAP grant application that was submitted for the DOT State Route 14 Project. She asked that the board make a resolution authorizing the match funds for that project. The match funds would be \$100,358.00, which is 20% of the total project cost of \$501,791.00.

Trustee Ryan offered a resolution, seconded by Trustee Lawton authorizing the match funds of \$100,358.00 for the DOT State Route 14 Project TAP Grant. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Tom Carson expressed his concern about a building at the cemetery that the board had previously spoke about tearing down, at which time Trustee Chicone showed interest in purchasing it and rehabilitating it. Mr. Carson explained that he is concerned that nothing has happened with the building and that the board needs to make a decision on what is going to be done and when. Trustee Chicone replied that he still wants to purchase it and he thought that the process was already in motion. The issue was tabled and will be addressed at a later meeting.

Trustee Smith offered a resolution, seconded by Trustee Ryan approving a refund of \$1,235.43 to Karl & Lorna Colburn for 111 unused days at their former Campsite #108. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Chicone approving a refund of \$542.64 to Rebecca Moorehead for 114 unused days at her former Dock #16N. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Chicone approving a refund of \$603.72 to Garry Cantliffe for 78 unused days at his former Dock #42S. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Teresa Rinebold sent a letter requesting that the Boy Scout Troop 41 would be allowed to use, free of charge, 3 tent campsites at the Montour Marina from Friday, September 14, 2018 through Sunday, September 16, 2018 in exchange for clean up around the Marina and Campground.

Trustee Smith offered a resolution, seconded by Trustee Lawton authorizing Boy Scout Troop 41 to use 3 tent campsites at the Montour Marina in exchange for cleanup around the Marina and Campground. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Ryan offered a resolution, seconded by Trustee Chicone approving the payment of \$132,560.00 to John F. and John P. Wenzel Contractors Inc. for Payment Application #2. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

The board was presented with an appraisal report of the property owned by Ruth Hayes that is to the east of the Marina property. The property, which consists of 4 acres of land, was appraised at \$15,000.00. All board members agreed to keep moving forward toward the purchase of the property, and to share the appraisal findings with Ruth Hayes so that she can come back with an offer of how much she would like to sell it for.

Trustee Smith offered a resolution, seconded by Trustee Chicone that the Village of Montour Falls, location code 40301 hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees Retirement System based on the time keeping system or the record of activities maintained and submitted by these members of the clerk of this body:

| Title | Standard Work Day (hrs per day) |
|--------------------------------|---------------------------------|
| Clerk-Treasurer | 7.5 |
| Deputy Clerk-Treasurer | 7 |
| Superintendent of Public Works | 8 |
| Building Inspector | 4 |
| Municipal Worker | 8 |
| Foreman | 8 |
| Court Clerk | 6 |
| Village Mayor | 6 |
| Village Trustee | 6 |

| Title | Name | Social Security Number | Registration Number | Standard Work Day | Term | Participates in time keeping system | Days/Month based on record of activities |
|----------------------------|------------------|------------------------|---------------------|-------------------|----------------|-------------------------------------|--|
| ELECTED OFFICIALS | | | | | | | |
| Trustee | James P. Ryan | xxx | xxx | 6.0 | 4/1/18-3/31/22 | N | 0.53 |
| Trustee | Philip J. Smith | xxx | xxx | 6.0 | 4/1/18-3/31/22 | N | 0.53 |
| Trustee | Steven G. Lawton | xxx | xxx | 6.0 | 4/1/16-3/31/20 | N | 0.63 |
| APPOINTED OFFICIALS | | | | | | | |
| Clerk-Treasurer | Alyssa Hammond | xxx | xxx | 7.5 | 4/1/16-3/31/20 | N | 24.16 |
| Court Clerk | Deborah Riley | xxx | xxx | 6.0 | 4/1/18-3/31/22 | N | 3.39 |

AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Lawton offered the following resolution, seconded by Trustee Chicone:

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MONTOUR FALLS, SCHUYLER COUNTY, NEW YORK (THE "VILLAGE") AUTHORIZING AND ADOPTING POST ISSUANCE COMPLIANCE POLICIES AND PROCEDURES RELATED TO THE VILLAGE'S TAX-EXEMPT OBLIGATIONS, SUCH POLICIES AND PROCEDURES INTENDED TO ENSURE THAT THE REQUIREMENTS IMPOSED UPON THE VILLAGE PURSUANT TO THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, WILL BE SATISFIED

WHEREAS, the Village of Montour Falls, Schuyler County, New York (the "Village") previously has issued bond and notes (the "Tax-Exempt Obligations"), the interest on which is excluded from gross income of the owners thereof pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Village intends to issue additional series of Tax-Exempt Obligations in the future; and

WHEREAS, in order to ensure that the interest on the Village's Tax-Exempt Obligations will continue to be excluded from gross income of the owners thereof for purposes of federal income taxation, and that the Village complies with its tax certifications relating to the Tax-Exempt Obligations, the Board of Trustees has determined, based on the advice of the Village's Bond Counsel, to adopt certain written Post-Issuance Compliance Policies and Procedures in the form attached hereto as Exhibit A and made a part hereof (the "Post-Issuance Compliance Procedures").

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Montour Falls, Schuyler County, New York (the "Board"), as follows:

Section 1. The Board hereby approves and adopts the Post-Issuance Compliance Procedures.

Section 2. The Board hereby appoints the Village Treasurer of the Village to serve as the "Designated Tax Compliance Official" under the Post-Issuance Compliance Procedures and hereby authorizes and directs the Village Treasurer, acting in such capacity, to take such actions, after appropriate consultation with Bond Counsel to the Village, as the Village Treasurer deems necessary, appropriate or desirable to effect the implementation of the Post Issuance Compliance Procedures, and hereby further authorizes the Village Treasurer, as such Designated Tax Compliance Official, to delegate to such other Village officials or employees as the Village Treasurer shall determine is necessary or appropriate, the responsibility to take certain specific actions called for by the Post-Issuance Compliance Procedures.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows: AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Mayor King reported that he went to a meeting at the Catharine Court Apartments. They reported that they will be repaving their parking lots. They also shared that they currently have 4 vacancies, they used to have a long waiting list, so the fact that they have 4 vacancies is concerning.

Trustee Ryan shared that the Energy grant and CFA grant have been submitted.

Trustee Lawton shared that the Comprehensive Plan Committee is still working on the update to the zoning regulations, and that they are currently focusing on short term rentals.

Trustee Smith expressed his continued frustration with the signs that are placed in the grassy island area in front of the Dollar General/Grand Prix Fitness. The land is owned by the Village and he feels that they should not be there because they are a distraction to drivers and are difficult for the Village DPW crew to mow around.

Trustee Chicone offered a resolution, seconded by Trustee Smith authorizing the DPW to remove the signs that are on the Village owned property in front of 140 N. Catharine St. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Lawton offered a resolution, seconded by Trustee Smith authorizing the payment of bills on General Abstract \$157,062.09, Water Abstract \$15,683.54, Sewer Abstract \$16,835.79, Trust & Agency Abstract \$2,088.40, Capital Projects Abstract \$310,620.65. AYES: Trustee Lawton, Trustee Smith, Trustee Chicone, Trustee Ryan. NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Chicone to adjourn the meeting at 8:56 p.m. Resolution carried.

Respectfully submitted,

Alyssa Hammond, Clerk-Treasurer