

October 7, 2009

There was a regular meeting of the Board of Trustees of the Village of Tully on Wednesday, October 7, 2009 at 7:00 pm at the Municipal Building.

Present:

*Elizabeth Greenwood, Mayor
Kathryn Vernay, Trustee
Daniel Poellot, Trustee
Charles Yonko, Jr., Trustee
Theresa Flaherty, Trustee
Kevin Gilligan, Counsel
Ronald Ryan, Code Enforcement
Harold Kiehl, DPW Superintendent
Michael Hoke, DPW Laborer
Richard Patterson, DPW Laborer
Thomas Chartrand, Accountant
Ruth Van Buskirk, Clerk/Treasurer*

Visitor

*Bill Coffin
Lee Bodah
Lyle Bodah
Frank Speziale*

Pledge of Allegiance/Call to Order

Mayor Greenwood led the Pledge of Allegiance and called the meeting to order.

Minutes for September will be reviewed at the November 4th meeting.

Public Comment

No comments at this time

DPW

The meter on the east water line is very old and the pit is in a deteriorating condition. A letter will be written to the outside users of that meter to explain costs and the need for a remote meter.

Fill from the Bishop development that was deposited near the reservoir needs to be taken care of. Harold would need a bulldozer to take care of the fill; the Board will wait for a report from the accountant to determine where we stand financially.

In 2-3 weeks the Montrose water and sewer lines will be installed. The high school will tentatively lose water for a few hours on 10/23. Village and Town clean-up day is scheduled for this Saturday the 10th.

Tully Building Supply has no water for the building across from them we will no longer continue to bill for sewer rent on that property.

Trustee Flaherty made a motion that we replace the water and shut off valve for State Street, due to leakage. Batcon would charge \$5300.00 for the whole project, the only thing the Village would need to supply would be a dump truck. The accountant will let us know as monies become available. Trustee Yonko 2nd the motion. All ayes carried.

It was brought to the Board's attention that Aldi was not billed for water assessment. The clerk/treasurer will correct this as soon as possible.

It was brought to the Board's attention that the soil had settled around the State/Onondaga Street hydrant. Harold will correct as soon as the hydrant itself has settled.

Trustee Poellot made a motion that we would bid out for the truck and tractor. Bids will need to be returned by next meeting (11/4), if none are acceptable we would go to state bid. Trustee Yonko 2nd. All ayes carried

Counsel

Trustee Flaherty put forth the resolution to schedule Local Law C for public hearing on November 4th. Trustee Poellot 2nd. All ayes carried.

Trustee Yonko put forth the resolution to schedule Local Law D for public hearing on November 4th. Trustee Poellot 2nd. All ayes carried.

Resolutions will be posted on the Village website.

Regarding cold war exemptions, the Mayor will confer with the Assessor, Marshall Taylor.

Code Enforcement will need to contact Hartwell Funeral Home and Lamont Subdivision. They both have had applications for additions on file for several months. It was recommended that the applications be denied with leave to renew.

Ron Ryan will contact them for further information.

Intermunicipal agreement to share services is on file in the Village office.

Code Enforcement

Hilarie Zani has placed a FOIL request. A note was sent out for her to contact the office regarding status.

Application by David Earley for a 10x8 front entry addition to his restaurant located at 1 Elm Street in the Village.

Resolution by Trustee Yonko, seconded by Trustee Flaherty, that the proposed project is a Type II action for purposes of SEQR, therefore concluding the environmental review process. All voted AYE. Motion carries.

Resolution by Trustee Flaherty, seconded by Trustee Poellot, that the site plan application for the 10x8 entrance addition be approved, in accordance with the attached site plan and application, subject to Village zoning and setback requirements. All Ayes. Motion carries.

Resolution by Trustee Flaherty, seconded by Trustee Poellot, that the Codes Enforcement Officer is hereby authorized to issue a building permit for the previously approved 10x8 entrance

addition to the Earley property at 1 Elm Street in the Village of Tully. All AYES. Motion carries.

Request in September from Sweet Basil for on premises consumption of alcohol, ABC Board wants to make sure that the Village realizes that "on the premises" would include the lawn. Ron will send letters to Robin Lane property owners regarding dumping. At 11 Elm Street there have been issues with abandoned cars, bikes, carriages, grills and such. If items left are garbage we can take action. A front door is required on 20-22 Warren Street. 40-42 Elm Street has been abandoned. The Village has secured the

Building and shut off the water. The costs will be billed to the owners.

Old Business

Trustee Poellot made a motion that the Board accepts Charlene Bell's resignation. Trustee Yonko 2nd and all ayes carried.

New Business

Motion was made by Trustee Poellot to reimburse Canaan for village property penalty. Trustee Yonko 2nd and all ayes carried. The clerk/treasurer will send the amount to the accountant and a check will be issued shortly.

Resident interested in paying off current charges before last cycle's water and sewer charges has been accepted.

Comment was made by Bill Coffin that there should be a public comment portion toward the end of the meeting as well as at the beginning. The Mayor agreed.

Motion was made by Trustee Poellot and 2nd by Trustee Yonko to enter executive session at 8:04pm. All ayes carried.

Motion by Trustee Vernay to end executive session at 8:28pm regarding legal issues 2nd by Trustee Yonko all ayes carried

Bills were reviewed and scheduled for payment

Trustee Vernay moved to adjourn meeting Trustee Flaherty 2nd at 8:30pm.

Respectfully Submitted

*Ruth C. Van Buskirk
Clerk/treasurer*