

MAY 12, 2009 CONTINUATION OF PUBLIC HEARING AND REGULAR MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF CAMILLUS, COUNTY OF ONONDAGA, STATE OF NEW YORK, HELD AT THE CAMILLUS VILLAGE HALL.

Present: Mayor Kurt Brunger, Trustee Anne Clancy, Trustee Sharon Hannon, Trustee Michael Montero, Trustee James Palumbo
Staff Present: Attorney Steve Primo, Clerk/Treasurer Marie Stanczyk
Members of the Public: 4

All members of the Board toured the garages behind Village Hall.

Mayor Kurt Brunger called the meeting to order at 7:25 PM followed by the Pledge of Allegiance.

MAYOR'S COMMENTS

Rear Garages

Cost estimates for repairs, partial teardown and refurbishment of the buildings will be reviewed during the next meeting.

Motorola Pager Rebate

Chief Scott Binns will look into the matter of the refund check that was to be issued by the fire department to the Village.

Compost Pile

Mayor Brunger reported that members of the Crook family have suggested a compost pile be established for use by village residents.

CONTINUATION OF PUBLIC HEARING #2 OF APRIL 22, 2009: Proposed Local Law No. Two (2) for the year 2009 – “Solid Waste, Litter, Hauler Regulation and Village Borrow Policy”

Mayor Brunger opened the continuation of the hearing. Attorney Primo distributed copies of the redraft of the proposed law. There were no public comments. The hearing was continued to 6:45 PM on May 26, 2009.

Committee Sign-Up Sheets

Mayor Brunger distributed committee sign-up sheets.

Camillus Cutlery Property

Mayor Brunger reported a bound copy of the Restore NY application and plan will be available for review tomorrow at Village Hall. He noted there is a list of paperwork the developer did not include in the binder. Attorney Primo has the list and he will follow up with the developer on any items that were missed.

First & Leroy Streets Project

Mayor Brunger reported he has signed the paperwork on the project as completed by Attorney Primo.

ATTORNEY COMMENTS

Restore NY Application

Attorney Primo reviewed a list of documents that were not included in the Village copy of the application and plan binder. He noted the list includes the lack of information by both developers on the method of funding their projects.

Resolution 05122009-1: Capital Reserve Fund for Village of Camillus Fire Department

Trustee Anne Clancy moved to adopt the following resolution:

WHEREAS, New York State General Municipal Law §6-c provides that the governing board of any municipal corporation may establish a special fund to be known as a capital reserve fund for the financing of all or part of the cost of the construction, reconstruction or acquisition of certain capital improvements; and

WHEREAS, the Village Board of Trustees of the Village of Camillus (“Village Board”) having discussed its past practice of budgeting certain moneys for purposes of, and allocating unexpended fund surplus from the Village of Camillus Fire Department budget each year to a fund dedicated to the acquisition, construction and reconstruction of certain capital improvements, and its desire to formalize such practice; and

NOW THEREFORE, be it RESOLVED, that pursuant to New York State General Municipal Law §6-c, the Village Board of Trustees of the Village of Camillus does hereby establish the Capital Reserve Fund of the Village of Camillus Fire Department to finance the cost of acquisition, construction and reconstruction of capital improvements relative to the operations of the Village of Camillus Fire Department; and it is further

RESOLVED, that such Capital Reserve Fund is intended to be funded in part from unexpended (surplus) prior year fund balances from the Village of Camillus Fire Department budget as provided for by Local Law No. 1 of 2009 amending Chapter 13 of the Village of Camillus Code, specifically §13-18 thereof; and it is further

RESOLVED, that the Village of Camillus Treasurer is hereby directed to deposit moneys of the Capital Reserve Fund in a separate bank account to be known as the “Village of Camillus of Fire Department Capital Reserve Fund,” and it is further

RESOLVED, that the Village of Camillus Treasurer is authorized to invest, from time to time, the moneys of the Capital Reserve Fund pursuant to §6-f of New York State General Municipal Law; and it is further

RESOLVED, that any expenditure from the Capital Reserve Fund shall be, as required by law, pursuant to resolution duly adopted by the Village Board of Trustees and subject to permissive referendum.

Trustee Sharon Hannon seconded the motion and the foregoing resolution was put to a roll call, which resulted as follows:

Kurt Brunger, Mayor	<u>Yes</u>	
Anne Clancy, Trustee	<u>Yes</u>	
Sharon Hannon, Trustee		<u>Yes</u>
James Palumbo, Trustee		<u>Yes</u>
Michael Montero, Trustee	<u>Yes</u>	

The resolution was adopted by unanimous vote of the Board.

Resolution 05122009-2: Repair Reserve for Village of Camillus Fire Department

Trustee Anne Clancy moved to adopt the following resolution:

WHEREAS, New York State General Municipal Law §6-d provides that the governing board of any municipal corporation may establish a special fund to be known as a repair reserve fund of such municipal corporation, whereby there may be paid into such fund an

amount as may be provided therefore by budgetary appropriation or such revenues as are not required by law to be paid into any other fund or account; and

WHEREAS, the Village Board of Trustees of the Village of Camillus (“Village Board”) having discussed its desire to establish a repair reserve fund pursuant to New York State Municipal Law §6-d, to permit the allocation of budgeted and prior year surplus funds for the repairs of capital improvements or for equipment relative to the Village of Camillus Fire Department, provided such repairs are of a type that does not occur on an annual or shorter interval basis; and

NOW THEREFORE, be it RESOLVED, that pursuant to New York State General Municipal Law §6-d, the Village Board of Trustees of the Village of Camillus does hereby establish the “Repair Reserve Fund of the Village of Camillus Fire Department” (“Repair Reserve Fund”) to finance the cost of repairs of capital improvements relative to the operations of the Village of Camillus Fire Department; and it is further

RESOLVED, that such Repair Reserve Fund is intended to be funded in part from unexpended (surplus) prior year fund balances from the Village of Camillus Fire Department budget as provided for by Local Law No. 1 of 2009 amending Chapter 13 of the Village of Camillus Code, specifically §13-18 thereof; and it is further

RESOLVED, that the Village of Camillus Treasurer is hereby directed to deposit moneys of the Repair Reserve Fund in a separate bank account to be known as the “Village of Camillus Fire Department Repair Reserve Fund,” and it is further

RESOLVED, that the Village of Camillus Treasurer is authorized to invest, from time to time, the moneys of the Repair Reserve Fund pursuant to §6-d(4) of New York State General Municipal Law; and it is further

RESOLVED, that moneys in the Repair Reserve Fund may be appropriated only (a) for repairs of capital improvements or equipment, which repairs are of a type not recurring annually or at shorter intervals, or (b) to a capital reserve fund established pursuant to §6-c of New York State General Municipal Law; and it is further

RESOLVED, that except in the case of emergency repairs, no expenditure shall be made from the Repair Reserve Fund, except pursuant to resolution duly adopted by the Village Board and following a public hearing notice, notice of which is published not less than five (5) days prior to such hearing; and it is further

RESOLVED, that in the case of an emergency repair, moneys in the Repair Reserve Fund may be expended without a public hearing, provided that (a) the Village Board shall pass a resolution approved by at least four of the five members of the Board before doing so, (b) no less than one-half of the moneys so expended shall be repaid in the fiscal year immediately following the fiscal year such moneys were spent, and (c) the total amount so expended shall be repaid not later than the last day of the second fiscal year following the fiscal year such moneys were expended.

Trustee Sharon Hannon seconded the motion and the foregoing resolution was put to a roll call, which resulted as follows:

Kurt Brunger, Mayor	<u>Yes</u>	
Anne Clancy, Trustee	<u>Yes</u>	
Sharon Hannon, Trustee		<u>Yes</u>
James Palumbo, Trustee		<u>Yes</u>
Michael Montero, Trustee	<u>Yes</u>	

The resolution was adopted by unanimous vote of the Board.

Snowplow Accident Repair Costs

Attorney Primo has not yet followed up on the matter.

TRUSTEE COMMENTS

Memorial Day Weekend Events

In response to question from Trustee Montero, Mayor Brunger reported all is in order for the weekend events.

Stocking of Nine Mile Creek

Trustee Clancy reported stocking of the creek will take place at 5:00 PM on May 13, 2009 at the boat launch. She also noted that a public meeting on the canal and aqueduct project will be held on May 19, 2009 at the Simms Store.

PUBLIC COMMENTS

Maxwell Memorial Library

Ms. Katy Benson, Director of the Maxwell Memorial Library, thanked the Board for including a \$10,000 donation for the library in the 2009-2010 Village Budget.

DEPARTMENT REPORTS

FIRE DEPARTMENT

Department Activity

Chief Scott Binns reported the department has begun joint training with the Fairmount Fire Department. In the future, 2nd Assistant Chief Scott Penoyer will present the monthly department report to the Board.

FIT-5 Fire Suppression Device

Chief Binns provided a description and justification for the purchase of three (3) FIT-5 fire suppression devices. As described, the device is designed to contain fire to the room of origin, reduce fire temperatures, and help prevent flashovers.

Trustee Clancy reported that while the device is approved for use in Canada, it has not yet received NFPA approval for use in the United States. Noting NFPA is currently evaluating the use of the device on second story residential applications, she suggested the Board delay a decision pending completion of the NFPA evaluation anticipated this summer.

In response to Trustee Clancy's concern, Attorney Primo suggested the department research the matter further as it relates to the delay of acceptance by the NFPA and fire underwriting agencies. Trustee Clancy noted that budget monies for the purchase could be encumbered at this time.

Resolution 05122009-3: FIT-5 Fire Suppression Device

Trustee Palumbo moved to approve the purchase of a quantity of three (3) Model FIT-5 units at \$1,395.00 each plus \$100.00 freight totaling \$4,285.00 as quoted by and distributed through Hansen Fire and Safety. Trustee Montero seconded the motion that was approved by majority vote of members present with Trustee Clancy and Trustee Hannon voting "No" on the resolution and all other members voting "Yes".

Resolution 05122009-4: Jaws Of Life Cutter/Ram Combination

Trustee Clancy moved to approve the purchase of one (1) Jaws of Life Cutter/Ram Combination as quoted by Howell Rescue Systems for a total price of \$8,345.00 to help increase the level of service provided through the use of the fire rescue equipment. Trustee

Hannon seconded the motion and it was unanimously approved.

Resolution 05122009-5: Roof Saw With Depth Gauge

Trustee Clancy moved to approve the purchase of one (1) Stihl Quick Vent Saw with depth gauge for Engine 4 as quoted by Gary's Equipment Company, Inc. at \$1,183.96. Trustee Montero seconded the motion and it was unanimously approved.

Resolution 05122009-6: Flashlights

Trustee Clancy moved to approve the purchase a quantity of six (6) Vulcan L.E.D. flashlights and twelve (12) Survivor L.E.D. flashlights as quoted by AAI Syracuse with a total price of \$1,764.00. Trustee Palumbo seconded the motion and it was unanimously approved.

Resolution 05122009-7: Current Budget Line Item Transfer

Trustee Clancy moved to transfer \$1,675.50 from Line Item A3410.24 to Line Item A3410.2. Trustee Hannon seconded the motion and it was unanimously approved.

Resolution 05122009-8: Flashover Training Project

Trustee Clancy moved to approve a \$2,160.00 expense for sending twelve (12) firefighters at a cost of \$180.00 per firefighter for flashover training at the Rockland County Fire Training Flashover Simulator. Trustee Palumbo seconded the motion and it was unanimously approved.

Fire Trucks Purchase Plan

Trustee Clancy presented a plan to purchase a new mini-pumper truck at ~\$300,000 and a rescue/pumper truck at ~\$650,000. She said the purchases would require new tax monies, especially during the first year while the department tries to sell existing equipment valued at approximately \$250,000 after commissions, noting the money from the sale of existing trucks could be used to pay off the two loans for Engine 5 that total \$180,000.

Trustee Clancy said given new and costly emission and tank regulations that will be coming up, the Board should decide soon if we will back the purchases and then go to the Town to get their approval so the purchase process can begin.

A lengthy discussion followed regarding the truck purchase process, Village and fire department budgets, budget cuts and methods of payment. Mayor Brunger asked Chief Binns to provide a justification and budgetary figures for the purchases so the Board can develop a plan before approaching the Town.

NEW BUSINESS

05122009-9: Village Procurement Policy Level

Trustee Clancy moved to increase the procurement policy requirement for two (2) written quotes for purchases above \$700.00 to purchases between \$1,000.00 - \$2,999.00. Mayor Brunger seconded the motion and it was unanimously approved.

OLD BUSINESS

Restore NY

Attorney Primo said his bill for services rendered for the \$2.5M grant application should be paid by the two developers proportionate to the amount of each of their grant requests. Clerk/Treasurer Stanczyk will send Mr. Kirk an invoice for a dollar amount equal to 14% of the attorney fees. Likewise, an invoice equal to 86% of the attorney fees will be sent to Mr. Blair.

Clerk/Treasurer Stanczyk asked if we are going to ask the developers for escrow amounts to

work off of for such fees. Attorney Primo said in his opinion, we are moving along with the developers, and if we get a project going we should then make an escrow account.

Resolution 05122009-10: Payment of Abstract

Trustee Palumbo moved to approve payment of the abstract as presented [Abstract #022, General Fund (A), Vouchers 0532-0544, total \$14,034.70]. Trustee Clancy seconded the motion that was approved by majority vote of members present.

Resolution 05122009-11: Approval of Minutes

Trustee Clancy moved to approve the minutes of the March 24, 2009 and March 31, 2009 meetings. Trustee Hannon seconded the motion. Trustee Montero and Trustee Palumbo abstained from the vote. The motion was approved by majority vote of members present.

Resolution 05122009-12: Approval of Minutes

Mayor Brunger moved to approve the minutes of the April 8, 2009 and April 29, 2009 meetings. Trustee Clancy seconded the motion and it was unanimously approved.

EXECUTIVE SESSION

Mayor Brunger moved the Board to executive session for personnel reasons at 9:00 PM. The Board came out of executive session at 9:35 PM.

ADJOURNMENT

Trustee Clancy moved to adjourn the regular meeting at 9:35 PM. Trustee Hannon seconded the motion and it was unanimously approved.

Respectfully Submitted,

Susan J. Clarke
Administrative Assistant
Clerk/Treasurer's Office

