

JULY 14, 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 Mike Montero

Absent: Trustee Sharon Hannon, Trustee James Palumbo

Staff Present: Attorney Steve Primo, Clerk/Treasurer Marie Stanczyk

Members of the Public: Approximately 3

Mayor Kurt Brunger called the meeting to order at 7:00 PM followed by the Pledge of Allegiance.

CONTINUATION OF PUBLIC HEARING: Local Law No. Two (2) for the year 2009

Mayor Brunger re-opened the public hearing on proposed Local Law Two (2) for the year 2009 to repeal Chapter 61 of the Code of the Village of Camillus entitled "Solid Waste", Chapter 62 entitled "Construction and Demolition Material, Disposal of", and Chapter 74 entitled "Littering", and replacing them with a new Chapter 61 entitled "Solid Waste, Litter, Hauler Regulation and Village Borrow Policy".

Attorney Steve Primo distributed copies of the proposed law with revisions noting an amendment to the draft in response to input he received from the Planning Board and Zoning Board of Appeals regarding the storage of containers.

Resolution 07142009-1: Adoption of Local Law No. Two (2) for the year 2009

Mayor Brunger moved to adopt Local Law No. Two (2) for the year 2009. Trustee Anne Clancy seconded the motion that was approved by majority vote of members present.

Resolution 07142009-2: Close Public Hearing

Mayor Brunger moved to close the public hearing on Local Law No. Two (2) for the year 2009. Trustee Clancy seconded the motion that was approved by majority vote of members present. The public hearing was closed at 7:10 PM.

DEPARTMENT REPORTS

FIRE DEPARTMENT

Resolution 07142009-3: Purchase of Turnout Gear

Trustee Clancy moved to allow the fire department to purchase three (3) sets of turnout gear from Tyler Fire Equipment at the [New York] state bid price of \$1,807.00 each for a total

price of \$5,421.00. Trustee Mike Montero seconded the motion that was approved by majority vote of members present.

Resolution 07142009-4: Repair and Re-Painting of Engine 5

Trustee Clancy moved to allow the fire department to proceed with after-warranty repair and re-painting of Engine 5 at a cost of \$19,022.50 as quoted by Jerome Fire Equipment.

Per Trustee Clancy, quotes for the work on Engine 5 were also received from Sutphen Corporation in the amount of \$19,750.68 and Factory Service Center in the amount of \$55,909.16. Following brief discussion, Attorney Primo recommended the fire department include a notation for their file that there was a good faith belief that the quotes would be \$20,000 or less. Mayor Brunger seconded the motion that was approved by majority vote of members present.

Resolution 07142009-5: Purchase of AED

Trustee Clancy moved to allow the fire department to purchase one (1) LIFEPAK Series Monitor/Defibrillator device from Physio Controls at the state bid price of \$2,050.00 from Line Item A3410.28, and to allow the budget transfer of funds in the amount of \$50.00 from Line Item A3410.467 to A3410.28 for the purchase. Trustee Montero seconded the motion that was approved by majority vote of members present.

Proposed Sale of Existing Fire Trucks and Purchase of New Fire Trucks

Trustee Clancy reported a third written estimate for the value of the four (4) fire trucks that may be sold has been received from Absolute Fire Protection Equipment Co. in the amount of \$225,000. She noted that while the estimate does not list a value for the squad truck, the company had provided a verbal estimate of approximately \$10,000 for the squad. Trustee Clancy added that even if the estimate from Absolute is \$215,000, the value of the trucks exceeds the payoff of Engine 5, which would relieve a stream of money that would allow us to cover the annual payments for the two (2) new fire trucks estimated to be \$95,000 for 15 years.

A discussion followed regarding the cost of training services provided by Mitson, the 2004 contract, and continued use of Mitson for training services under the current 5-year contract with 2-1/2 years remaining. If the current contract were to be cancelled, the \$23,700 per year cost could be applied to the purchase of the new fire trucks. Trustee Clancy stated the current contract was executed by a former mayor without knowledge of the Village Board in place at that time. Attorney Primo said in his opinion it would be difficult to get out of the current contract. A buy-out of the current contract with Mitson will be pursued by the fire department.

Trustee Clancy spoke of her concern that the Board should go to the Town [of Camillus] with the proposed purchase plan for the two new fire trucks, noting that she would feel uncomfortable about moving forward with such a large expense without discussing the

matter with them first.

In response to question from Attorney Primo about why the matter should be presented to the Town and possible financial impact on future fire contracts and taxes in the Town, CFD Deputy Chief Doug Groesbeck and Trustee Clancy confirmed property taxes in the town would not be raised because of the proposed purchase plan for the two (2) new fire trucks.

Mayor Brunger said in his opinion it is important to review the matter with the Town as part of the proposed 15-year purchase plan for the trucks is based on the Board's expectations that the Town will keep the same fire contract budget amount after the mortgage on the fire house building is paid off in approximately two years.

Trustee Clancy noted there is also a danger the actual sell price of the four existing fire trucks could be lower than the estimated values the department has received.

Financial Report, Audit and Clerical Support

While accounting procedures and guidelines have not yet been established per the recently adopted purchasing policy, an initial monthly financial report prepared by CFD Treasurer Cathy McKenna was presented by CFD President Jesse Norcross to members of the Board for review. Attorney Primo said he will review the report.

In regards to the \$2,000 estimate for an accounting firm to establish the accounting guidelines as previously discussed, Attorney Primo said he has spoken with two separate accounting firms and in his opinion no one will work on establishing the guidelines for that amount of money.

Attorney Primo advised we had 60-days to work out rules and regulations [per Local Law No. One (1) of the year 2009], and after reviewing everything today, in his mind the only thing to be worked out is how the secretary or clerical person is going to be handled. It is his opinion the individual would go through the Village payroll as a part-time employee to be situated wherever the department deems. Attorney Primo said he will draft a set of [accounting] rules and regulations.

A brief discussion followed regarding the possible hiring of a part-time clerical person to perform accounting activity for the fire department, whether such a part-time employee should be a Village employee, and if so, whether the candidate(s) should be interviewed by the Board. No determination was made.

Cell Phones

In an effort to reduce expenses, the fire department intends to change the plan for the cell phones assigned to officers. Once the new plan goes into effect, the Clerk/Treasurer's office will process payment for only those phones assigned to the Mayor and DPW Crew Leader –the costs of which may increase due to the removal of the fire department phones

from the current plan.

Onondaga County Volunteer Firemen's Association Annual Convention

CFD President Jesse Norcross requested a rider from Eastern Shores Associates to be faxed to the Town of Camillus naming the Town as an additional insured for the event to be held at Gillie Lake.

Highlights of the convention schedule and activities were reviewed. Elected officials are invited to participate in the parade to be held on August 1. Trustee Clancy said the restrooms at Village Hall will be open for use the day of the parade, so records in the record room need to be secured by that date.

Resolution 07142009-6: Budget Surplus Funds Transfer

Trustee Clancy moved to transfer surplus funds from the 2008-2009 fire department budget in the amount of \$13,308.79 to the Capital Repair Reserve Fund. Trustee Montero seconded the motion that was approved by majority vote of members present.

Onondaga County Volunteer Firefighter's Association Achievement Award

Members of the Board are invited to the monthly dinner meeting of the OCVFA to be held at the Camillus fire house on Wednesday, during which time CFD Firefighter Havranko will be presented an award for 40-years of service in the fire department.

ATTORNEY COMMENTS

Proposed Zoning Overlay

Attorney Primo distributed copies of the proposed overlay guidelines and asked to receive comments and suggestions from Trustee Sharon Hannon and Trustee Clancy.

485b Exemption

A draft of the proposed exemption was distributed to members of the Board for consideration.

Resolution 07142009-7: Schedule of Public Hearing

Trustee Clancy moved to schedule a public hearing on proposed Local Law No. Three (3) for the year 2009 to establish an Article 5 of Chapter 100 of the Village of Camillus Code entitled "Business Investment Exemptions" to take place at 6:55 PM on July 28, 2009 at Village Hall. Trustee Montero seconded the motion that was approved by majority vote of members present.

Workplace Violence Policy

Legislation activated in April 2009 requires a workplace violence policy in place for all municipalities. Attorney Primo said he will draft a policy for the next meeting.

Snowplow Accident

Attorney Primo instructed Clerk/Treasurer Marie Stanczyk to endorse a check she has received in this matter with a notation on the check to state “under protest and rights reserved”, and then to deposit the check. He noted the check represents 50% of the charges incurred, not the 75% we requested.

PUBLIC COMMENTS

Fire Department Historical Records

Ms. Belle Brown stated she may take legal action to locate historical fire department records that have been missing since the fire department walk-out. Mayor Brunger said he encouraged Ms. Brown on this matter to contact the police during the last Board meeting and he encouraged her again to contact the police. He added that he will assist her in approaching a citizen she believes may have knowledge of the location of the missing documents.

NEW BUSINESS

Compensation Time Payment Request

Clerk/Treasurer Stanczyk has requested \$2,896.88 for hours worked but not paid during the period of April 27, 2007 through May 12, 2009 on the basis of a Policy & Benefits Booklet and resolution of the Board adopted May 7, 2002.

Mayor Brunger said the policy book needs to be updated, and an effort will be made to reach an equitable solution to the compensation request. He stated the Village Office will not open until 1:00 PM on days meetings of the Board are to be held.

Attorney Primo said his interpretation of the employee handbook he was given indicates the Village Clerk is entitled to overtime according to that policy, which states overtime shall be paid to employees based on an 8-hour work day. He added there is a gap in the policy as it lacks a requirement for approval of overtime and there are a couple of different employee policies floating around. His advice to Mayor Brunger was to work out a compromise with the Clerk, adding it is important to verify that the policy provided by the Clerk is the latest that was issued and the rest should be discarded.

Clerk/Treasurer Stanczyk said Clerk/Treasurer Sharon Norcross and Deputy Clerk Rose McVicker were paid compensation time for hours worked over 6 hours a day in a normal 30 hour work week.

Mayor Brunger said he knew the previous clerk received compensation time for extra

hours, but it was his understanding at the time Clerk/Treasurer Stanczyk was hired that she would be an exempt employee with an annual salary, not an hourly wage with overtime of which he was aware had been paid to the two previous clerks.

Trustee Montero said it is important to consider the payment history for hours worked of the two previous clerks who were paid time-and-a-half after 6 hours of work. Mayor Brunger said he is not interested in looking at the historical arrangements, but prefers to reach a compromise with the Clerk on the current matter and close the gap in the policy.

Resolution 07142009-8: Authorization of Overtime

Trustee Clancy moved to require that any overtime for all employees and appointed officials must be approved by the Mayor or Deputy Mayor. In response to question from Trustee Clancy, Mayor Brunger stated that Trustee Clancy is the Deputy Mayor. Trustee Montero seconded the motion that was approved by majority vote of members.

In response to question from Mayor Brunger, Attorney Primo confirmed the job responsibilities of the Clerk/Treasurer can be found in the village law. Attorney Primo said the matter of overtime and responsibilities would get melded into a fairly simple employee handbook, adding that he will see if he can get something drafted.

Resolution 07142009-9: Budget Transfer

Trustee Clancy moved to transfer \$2,896.88 from Line Item A1325.10 to Line Item A1325.1. Trustee Montero seconded the motion that was approved by majority vote of members present.

Mayor Brunger stated that he will meet with Clerk/Treasurer Stanczyk tomorrow to try to reach an equitable solution on the matter and then poll the Board.

TRUSTEE COMMENTS

Main Street Revitalization

In response to a request for an update on the status of the street banner project, Mayor Brunger said there is approximately \$3,000 in the budget that could be used for the banners.

Business Listing Sign

Trustee Montero reminded the Board of discussions with the previous mayor regarding the concept of placing a sign listing all businesses located in the village at the intersection of Main Street and Newport Road. From a business perspective, Mayor Brunger said the village portion of the project would be to have the DPW install the sign funded by the local businesses. Trustee Montero will pull together materials on the topic for future consideration of the Board.

DPW Inventory

In response to question from Trustee Montero, Mayor Brunger said he does not believe there is an inventory of DPW tools. Mayor Brunger said he believes such an inventory and listing of DPW tools and small equipment is a great idea and he will review the matter with Crew Leader Gary Martin.

Website Notice

In response to reports of vehicle break-ins in the Timber Ridge area, Trustee Clancy asked that a caution to lock vehicles be placed on the Village website.

Police Response

Trustee Montero said he recently received a report from a village resident regarding poor response from the Camillus Police Department and he questioned the benefit to residents of the remote police station located at Village Hall.

Mayor Brunger said if residents do not call 911, the call is dispatched to the closest police car and he suggested a notation could go on our website directing people on how to place calls for police support.

Resolution 07142009-10: Approval of Vouchers

Trustee Clancy moved to approve payment of Abstract #025 [General Fund (A), Vouchers #0595-0602, totaling \$4,722.39], Abstract #026 [General Fund (A), Voucher #0603, totaling \$7,400.44], Abstract #001 [General Fund (A), Vouchers #001-025, totaling \$101,111.65], and Abstract #002 [General Fund (A), Vouchers #026-042, totaling \$10,933.08] as presented. Trustee Montero seconded the motion that was approved by majority vote of members present.

Approval of Minutes

Consideration of the minutes of the regular meeting of June 9, 2009 was tabled to the next meeting.

MAYOR'S COMMENTS

Mayor Brunger tabled the following agenda items to the next meeting:

GASB 45 Compliance

Hiring of Auditor to Prepare the AUD

Review of Garage Estimates

Main Street Paving Project

CLERK/TREASURER'S COMMENTS

Restore New York Application Attorney Fees

Clerk/Treasurer Stanczyk reported receipt of payment from Sweet Spot Developers for Attorney Primo's fees invoiced by the Village for services rendered during the months of March and April 2009 for the Restore NY application involving the Camillus Cutlery property and proposed project.

Clerk/Treasurer Stanczyk reported that Mr. Kirk questioned her today on the invoice he received from the Village for Attorney Primo's fees for services rendered in the months of March and April 2009 for the Restore NY application involving the 55 Main Street property and proposed project, stating that he did not hire the services of Attorney Primo.

Attorney Primo asked Clerk/Treasurer Stanczyk to contact Mr. Kirk to request that he call him directly to discuss the matter.

ADJOURNMENT

Trustee Clancy moved to adjourn the meeting. Trustee Montero seconded the motion that was approved by majority vote of members present and the meeting was adjourned at 8:40 PM.

Respectfully Submitted,

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

