

*Village Board Meeting Minutes
May 4, 2010*

The Village of Caledonia Board of Trustees held a meeting on Tuesday, May 4, 2010 at 6:30 p.m. at the Village Office.

Members Present: Mayor Joe Caluorie, Deputy-Mayor Scott DiLiberto, Trustees Jerry O'Donoghue, Steve Polo and Teresa Truman. Also present: Attorney Edmund Russell, Code Enforcement Officer Tom Perkins, Water & Street Superintendent Chris Buckley and Officer Dan Chapman.

A **motion** was made by Deputy-Mayor DiLiberto to approve the April 5, 2010 Board Meeting Minutes; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, and Polo & Truman

NAY: None

Public Hearing on Local Law #2-2010 a local law amending chapter 202, §33, Schedule VIII titled Speed Limits. Clerk-Treasurer Ann Marie Grattan read the legal notice published in the Livingston County Newspaper. A motion was made by Trustee Truman to open the public hearing at 6:35 p.m.; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, and Polo & Truman

NAY: None

Local Law #2-2010 would reduce the speed limit on East Avenue from 30 to 25 mph between North Street and Jersey Street. Currently, East Avenue from Jersey Street to Park Place is already 25 mph.

Bills were audited and ordered paid:

Abstract #208		Abstract #344	
Water Fund	\$ 95.37	General Fund	\$24,249.83
Abstract #209		Water Fund	\$ 1,271.73
Water Fund	\$10,923.45	Abstract #345	
Abstract #210		General Fund	\$20,379.48
Water Fund	\$ 2,242.42	Water Fund	\$ 281.88

A **motion** was made by Trustee Truman to approve the bills paid; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Deputy-Mayor DiLiberto to approve a payment to the NYS Comptroller's Office in the amount of \$4,010.75 for court fees; Trustee Truman seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

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Trustee O'Donoghue offered the following resolution with Deputy-Mayor DiLiberto moving for adoption:

WHEREAS, a grant, in the amount of \$1,438, was made available to the Village of Caledonia under the Bureau of Justice Assistance.

WHEREAS, such grant program funds are to be used for National Institute of Justice compliant armored vests,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized to accept the grant award of \$1,438 and that this resolution shall take effect immediately upon adoption.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Trustee O'Donoghue to approve a Budget Amendment in the amount of \$1,438 to A4389 Cops Grant and A3120.200 Police Equipment; Deputy-Mayor DiLiberto seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

2010-2011 Tax Warrant: A motion was made by Deputy- Mayor DiLiberto to approve Mayor Caluorie and Clerk-Treasurer Ann Marie Grattan to sign the 2010-2011 Tax Warrant; Trustee O'Donoghue seconded the motion

AYE: Mayor Caluorie, Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

2010-2011 Tax Warrant:

Taxes		\$874,760.00
General Prorates	\$	1,829.75
Water Relevies	\$	2,162.25
Total	-	\$878,752.00

2009-2010 Budget Provisions: a **motion** was made by Trustee Truman to approve the following transfers to reserves as per the 2009-2010 General and Water Budgets; Deputy-Mayor DiLiberto seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Unemployment Reserve	\$	5,000
General		\$30,000
Water Reserve		\$11,700

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A **motion** was made by Trustee Truman to approve the following budget transfers; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

F8320.100 Pump Station Personnel	\$ 89.39	from F8330.100 P&F Personnel
F8330.400 P&F Contractual	\$ 620.00	from F8340.400 T&D Contractual
F8340.100 T&D Personnel	\$3,592.70	from F8330.100 P&F Personnel
F9060.800 Medical Insurance	\$ 861.97	from F9010.800 Employee Benefits
A1010.400 Board Contractual	\$1,437.54	from A1420.400 Law Contractual
A1910.400 Unallocated Insurance	\$1,133.25	from A1420.400 Law Contractual
A3120.140 Overtime Police	\$ 51.78	from A3120.100 Police Personnel
A3120.400 Police Contractual	\$2,949.83	from A9015.800 Police Retirement
A5110.100 Street Personnel	\$2,700.22	from A5142.100 Snow Personnel

Ann Marie Grattan presented the Clerk-Treasurer Report for the month of April.

General revenues totaled \$55,476; water revenues \$74,496. Outstanding water as of May 1st was \$17,148. Expenses for the month totaled \$103,452. Payment and contractual budget reports were reviewed for Recreation, Police and DPW. The Financial Report was submitted. A **motion** was made by Trustee Polo to accept the report; Trustee Truman seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Tom Perkins presented the Code Enforcement Report for the month of April.

Permits were issued for three sheds, one sign, one roof elevation-change, one wood stove fireplace insert and a certificate of occupancy. Numerous violation notices were issued to a property on State and Lehigh Street. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Chris Buckley presented the DPW Report for the month of April.

Jersey Street and Ellen Place were top soiled and seeded. Cold patching continues. Sweeping of state roads was finished and 50 hours was billed to the state. The parks were mowed and fields groomed for opening day of baseball season. Well #1 intake pipes were removed and the well filled in. Well #2 pump and motor were removed and capped. Meter vaults were serviced, winter hydrant markers removed, dead end mains flushed and a hydrant on Ellen Place was repaired. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Trustee O'Donoghue to hire Matthew Heins for the summer laborer position at \$7.25 per hour; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

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A **motion** was made by Trustee O'Donoghue to approve four DPW employees to attend the Western New York Water Works class @\$25 per attendee; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Officer Dan Chapman presented the Police Report for the month of April. An Incident Report was submitted. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

JCI Easement – a **motion** was made by Deputy-Mayor DiLiberto to accept the easement agreement between Jones Chemicals, Inc. and the Village of Caledonia in the consideration of \$1; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Trustee Polo offered the following resolution with Trustee Truman moving for adoption:

Standard Work Day and Reporting Resolution

WHEREAS, The New York State Employees' Retirement System requires that a standard workday be established for all elected and appointed officials for retirement reporting purposes, and

WHEREAS, The Village of Caledonia adopted a Resolution on May 4, 2010, 2010 establishing a standard workday for all elected and appointed officials, and

WHEREAS, The Village of Caledonia will hereby continue to establish the standard workday for all elected and appointed officials at the organizational meeting to be held on the first Monday of April, now, therefore, be it

RESOLVED, that the Village of Caledonia hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked per month to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body. Members not in the New York State Retirement System are the following: Mayor Joseph Caluorie, Trustee Teresa Truman, Trustee Scott DiLiberto, Trustee Gerald O'Donoghue, Trustee Steve Polo, Attorney Jim Coniglio, Justice Gilbert Smith, Code Enforcement Officer and Bingo Inspector Tom Perkins and Deputy Clerk-Treasure Nora Brunette.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

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<u>Elected Officials:</u>	<u>Standard Work Day Hours</u>	<u>Days Worked Month</u>	<u>Term Begins/Ends</u>
Village Justice 8403 3683636-9	6 hours Three month record of activities	7 days	04/07/08 to 4/07/12
<u>Appointed Officials:</u>	<u>Standard Work Day Hours</u>	<u>Days Worked Month</u>	<u>Term Begins/Ends</u>
Court Clerk 2084 4258711-3	6 hours Time keeping System	12 days	04/07/08 to 04/07/12
Clerk-Treasurer 2330 4048116-0	7 hours Time Keeping System	20 days	04/03/06 to 04/03/10
Crossing Guard 6620 3779714-9	6 hours Three month record of activities	10 days	04/06/09 to 04/06/10
Working Foreman 8916 3877458-4	8 hours Time Keeping System	20 days	04/06/09 to 04/06/10

A **motion** was made by Trustee O'Donoghue to appoint Ed Russell at attorney to the Zoning Board of Appeals and the Planning Board; Trustee Polo seconded the motion.
AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman
NAY: None

A **motion** was made by Trustee DiLiberto to hold a Public Hearing on Tuesday, June 1, 2010 at 6:30 p.m. regarding appropriating \$49,000 from the General Equipment Reserve Fund for the purpose of purchasing a Case 580 Super M Backhoe; Trustee Polo seconded the motion.
AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman
NAY: None

A **motion** was made by Trustee Truman to hire Josh Shelton, Matt Cornwell and Ashley Cummings as Park Supervisors for the summer recreation program; Trustee O'Donoghue seconded the motion.
AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman
NAY: None

A **motion** was made by Trustee Polo to approve a Slow-Pitch Softball Tournament at Washburn Park on July 17th and 18th; Trustee O'Donoghue seconded the motion.
AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman
NAY: None
The tournament will also be held at the Caledonia High School.

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A **motion** was made by Deputy-Mayor DiLiberto to approve Mayor Caluorie to sign the health care contract with MVP Health Care; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Trustee Truman to approve the Town of Caledonia to conduct the Caledonia Farmers Market each Sunday until October; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

SOS Walk Run – Brian Shaffer asked that a banner be hung displaying the event being held on June 12th. A **motion** was made by Trustee O'Donoghue permitting the Department of Public Works to assist hanging the banner; Trustee Truman seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Public Forum – Mayor Caluorie asked if anyone wished to speak for 3 minutes regarding the Local Law being proposed. No comments were made.

A **motion** was made by Trustee Polo at 7:33 p.m. to close the public hearing; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Resolution and order enacting Local Law #2-2010: the following resolution was offered by Trustee Truman with Deputy-Mayor DiLiberto moving for adoption:

WHEREAS, on March 2, 2010, this Village Board issued an order setting a Public Hearing on proposed Local Law #2 entitled "Speed Limits".

WHEREAS, notice of such Public Hearing was duly published in the official newspaper of the Village of Caledonia and posted as required by law;

WHEREAS, such Public Hearing was held on Tuesday, May 4, 2010, and all persons interested therein were heard;

THEREFORE, the Local Law #2-2010 entitled "Speed Limits" a copy of which is attached to this Resolution and Order and made a part thereof, is hereby approved and adopted, with voting as follows:

AYE: Mayor Caluorie, Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

Lehigh Properties LLC owner Charles Robinson – requested the village board conduct a title search on property located at the end of LeHigh Street. Attorney Ed Russell discussed that municipalities cannot provide monetary assistance for persons who will benefit or profit from particular project of theirs. The title search will have to be conducted by Mr. Robinson at his own expense.

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Executive Session: a **motion** was made by Trustee Polo to enter into executive session at 7:45 p.m. to discuss personnel. Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

After some discussion, a motion was made by Trustee O'Donoghue to close the executive session at 8:23 p.m. Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Trustee O'Donoghue to hire Travis Gray as a full-time Police Officer effective May 4, 2010 at an hourly rate of \$17.26 per hour; Deputy-Mayor DiLiberto seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

A **motion** was made by Trustee O'Donoghue to change part-time Police Officer Ryan Sherman's civil service status to competitive; Deputy-Mayor O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustees O'Donoghue, Polo & Truman

NAY: None

There being no further business, the meeting adjourned at 8:30 p.m.

Ann Marie Grattan
Village Clerk-Treasurer