

RUSHVILLE VILLAGE BOARD MEETING

October 15, 2012

TIME: 7:00 PM

PLACE: Rushville Village Hall

PRESENT: Mayor Jon Bagley

Trustees Charles Elwell, David Field, Timothy Jabaut, and John Sawers

ATTENDANCE: Art Rilands, Todd Conaway, Chandra Gilman, Dodie Baker, Pam & Larry Brown, and Helen Dunlop

RE: Calling the Meeting to Order

Mayor Bagley called the regular monthly meeting to order at 7:00pm.

RE: Minutes

A motion was made by Trustee Elwell and seconded by Trustee Sawers to adopt the minutes from the regular monthly meeting held on September 10, 2012, noting a grammatical error correction and that the additional electric usage at the lake is at the fault of the general contractor and he will be charged for the overages. Minutes approved as corrected. Unanimously carried.

RE: Helen Dunlop – Tobacco Action Coalition of the Finger Lakes

Ms. Helen Dunlop was present as a representative from the Tobacco Action Coalition of the Finger Lakes. She is working to assist municipalities in making all public areas tobacco free. Their goal is to educate communities in an effort to reduce use of tobacco by youth and to encourage adults not to use tobacco around children and teenagers. Ms. Dunlop shared with the Board several statistics regarding use of tobacco by youth in our area. The materials provided to the Board and guests are on file with the minutes.

Ms. Dunlop asked that the Board consider her proposal to implement tobacco free public areas in Rushville. The Board thanked Ms. Dunlop for her time and stated it would be addressed at the November meeting.

RE: Public Works Supervisor – Art Rilands

A copy of this report is on file with the minutes.

Art shared that there is a need to replace the asphalt cutting saw. It is about 15-20 years old. The tool is not utilized often but when it is, it is absolutely necessary to have, i.e. to cut through the road to get to a water line or sewer line break. Art also stated that it is needed to finish the asphalt jobs on Bassett and Warren Streets.

A motion was made by Trustee Sawers and seconded by Trustee Field to purchase the asphalt saw. Unanimously carried.

Art also shared that he will be planting trees on Bassett Street and North Main Street.

The sewer plant continues to have power supply issues. Trustee Jabaut asked if NYSEG could do a power quality test. The sewer plant and lift station are getting power surges and high voltage. The alarm system is not working properly due to the power surge. Paul Schweigert of B&E Electric suggested that we influence NYSEG

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to do the needed repairs on the local substation immediately. The power surges could result in future damages to the Village's equipment.

RE: Fire Department

No report was submitted.

RE: Community Christmas Event

Pam Brown of 73 South Main Street shared with the Board she is organizing a Community Christmas Event here in Rushville, most likely at the Methodist Church. The Event will involve several local choirs and there have been discussions on having tree lighting and a cookie baking contest. Also the fire department is willing to participate and Santa will arrive on a fire truck. Her intention is to make this an annual concert type event. She asked for support from the Board and if the Village would purchase candy canes. The Board supported the efforts and agreed to purchase the candy canes.

RE: Reading Center Director – Dodie Baker

A copy of this report is on file with these minutes.

Dodie shared with the Board that she would like to attend the annual meeting and dinner hosted by Southern Tier Library System. The cost is \$18 per person and she would like to have Kellie Lightfoote, president of the Library Board attend with her. Also she asked if she could utilize some of petty cash for the raffles that will take place. The prizes include several electronics such as an iPad that she would use at the reading center.

A motion was made by Trustee Field and seconded by Trustee Elwell to authorize Dodie Baker and Kellie Lightfoote to attend the annual meeting and dinner and to allocate \$50 of petty cash to be used towards the prize raffles at the dinner. Unanimously carried.

Dodie also shared that they are doing a Halloween event at the reading center and are welcoming trick-or-treaters to stop by.

Trustee Elwell thanked Dodie for her help in getting support letters for the sidewalks grant application by distributing information at the reading center.

RE: Halloween Trick-or-Treating

A motion was made by Trustee Field and seconded by Trustee Sawers to set the trick-or-treating hours for the Village of Rushville for Wednesday, October 31st from 6:00-8:00pm. Unanimously carried.

RE: Deputy Clerk-Treasurer Position

Mayor Bagley shared with the Board that four candidates were interviewed by himself, Trustee Elwell and the Clerk. They have narrowed down the selection to two of the candidates. He asked the Board for authorization to hire the final selection before the next board meeting. Discussion occurred regarding part-time employees and benefits.

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A motion was made by Trustee Sawers and seconded by Trustee Field to authorize Mayor Bagley to fill the Deputy Clerk-Treasurer position, with agreement from the other members on the interview committee, and that the individual would be hired as an hourly employee, with no benefits, and at a rate not to exceed \$15/hour. Unanimously carried.

RE: Water Improvement Project

Mayor Bagley shared with the Board that Wind-Sun Construction's performance continues to be disappointing. The substantial completion date for the project is October 31, 2012 and no request for an extension of time has been received. Jim Winnick has been asked several times to submit such extension request. Mayor Bagley has discussed with Attorney Kenyon on how the Village should proceed with this matter. Should liquidated damages be assessed? For nine weeks during the summer no work was completed. The lack of completed work is at fault of the contractor and not the Village.

Trustee Elwell stated the Board must act to protect the Village's interests and it is time for Wind-Sun to look at this project seriously and as a priority. Trustee Jabaut commented that the Village first needs to look at the spec book and examine the details of how fines can be assessed.

Additional discussion occurred regarding the lack of a written switch over plan and who would put these materials together. Trustee Sawers stated that the Village needs to move forward in accordance with the advice of the Village Attorney.

A meeting will be held with Attorney Kenyon. The Clerk will schedule the meeting and share the day and time with the Board.

RE: Sidewalk Plan

Tabled.

RE: Terry Button Water Hook Up

Plans were delivered to the Village Office earlier in the day. Art shared they are very limited and have hardly any detail. It will not suffice what is needed for Department of Health.

RE: Sewer Beds

Discussion took place regarding the condition of the sewer beds and how the Village will proceed in securing engineering services to design the plans. Art will contact DEC and Rural Water for suggestions on engineer firms. The Clerk will gather information regarding the "request for proposal" process.

RE: Snow Blower

Art suggested to the Board that the snow blower be sold. It was never used last year and is just sitting in the barn. Trustee Sawers stated we should sell it if it is not being used. Discussion took place on selling it on consignment at Twin Pines or if they would take it in for credit against the asphalt cutter.

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RE: Mini Excavator

The Town of Gorham has approached the Village on purchasing a mini excavator with them. They have been renting one for the summer and their rental costs will be applied towards the purchase price, leaving an end cost of approximately \$48,700. They are asking for a similar purchase agreement as was done with the leaf vacuum. If we contribute 30% the Village's cost would be around \$14,000, 35% would be \$17,000, and 40% would be \$19,000. There has been discussion on a 30/70 split versus the 60/40 split that was done with the leaf vacuum. The Village could not purchase it until the next budget year and the Board discussed whether or not the Village needed such equipment. Art shared that \$2,250 was spent this summer on renting a mini excavator for the sidewalks work. It could also be used for burials and water line work in addition to sidewalk installation. Art and Mayor Bagley will continue discussions with the Town of Gorham.

RE: Generator Service Contract

A motion was made by Trustee Sawers and seconded by Trustee Jabaut to renew the generator service contract for the sewer plant. Unanimously carried.

RE: 20 Gilbert Street

Mayor Bagley shared that Code Officer Reggie O'Hearn stated the Village can move forward with tearing down the garage. Art will take care of removing the garage and will get a dumpster delivered on site for debris. Reggie had suggested that any items of value be removed from the garage and Art stated he would not be the one to determine the value of any items and would not remove anything. If Reggie thinks items should be removed, then he will be responsible for removing them.

RE: Ontario County Pump Station Agreement

A motion was made by Trustee Field and seconded by Trustee Jabaut to authorize Mayor Bagley to sign the agreement with the Ontario County for the necessary upgrades to their pump station in accordance with the water improvement project plans. Unanimously carried.

RE: Castle Street Apartments Sidewalk

The Clerk was instructed to invoice Castle Street Apartment for the installed sidewalk at a rate of \$35/foot as agreed.

RE: Bills

A motion was made by Trustee Field and seconded by Trustee Jabaut to authorize payment of the general bills in amount of \$32,025.45, noting \$671.12 had already received payment due either to prior authorization or a due date prior to the board meeting. Unanimously carried.

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A motion was made by Trustee Sawers and seconded by Trustee Elwell to authorize payment of the capital project bills in amount of \$204,852.64, noting \$87.00 had already received payment due to a clerical error in the amount due. The Clerk will hold Wind-Sun's check until clarifications of his costs are made by Chatfield Engineers. Unanimously carried.

A motion was made by Trustee Jabaut and seconded by Trustee Field to authorize payment of the water bills in amount of \$4,625.16, noting \$1,245.78 had already received payment due either to prior authorization or a due date prior to the board meeting. Unanimously carried.

A motion was made by Trustee Field and seconded by Trustee Jabaut to authorize payment of the sewer bills in amount of \$4,825.71, noting \$1,245.78 had already received payment due either to prior authorization or a due date prior to the board meeting. Unanimously carried.

RE: Adjournment

A motion was made by Trustee Field and seconded by Trustee Sawers to adjourn the meeting at 8:35pm. Unanimously carried.

Respectfully Submitted,

Jennifer Gruschow
Clerk-Treasurer