

July 10, 2001

The regular meeting of the Village of Hamilton Board of Trustees was called to order by Mayor Getchonis at 7:00 p.m. in the Community Hall.

Present

Mayor Getchonis, Trustees Basher, Reilly, McVaugh and Kuiper, Director of Utilities and Public Works Graham and Clerk-Treasurer Winn.

Call to Order

Motion was made by Trustee McVaugh, seconded by Trustee Reilly and carried to approve the agenda with the following additions.

Add Executive Session

G3. Should be *Garbage Truck* not *Dump Truck*

Approval of Minutes

Regular Meeting – June 12, 2001. Motion was made by Trustee Reilly, seconded by Trustee Basher and carried to accept the minutes of the June 12, 2001 regular meeting.

Public Comment

1. Reg Wilson – 4th of July. Mr. Reg Wilson gave a brief report on the July 4th activities. He informed the board that he would like the village to take on the accounting end of the celebration. Mayor Getchonis thanked Mr. Wilson for the tremendous job done regarding the celebration. He also wanted to thank Colgate University for putting on the fireworks celebration.

Communications/Information/Discussion

1. Mayor's Announcements. The Mayor stated the closing on the Vantine property has been pushed back to July 30th.

The Mayor remarked that he would like to have the board issue noise permits. Trustee Basher suggested that the students be informed about the permit regulations.

The Mayor met this afternoon with Nancy Lorraine Hoffman regarding the airport access road. Senator Hoffman mentioned a program called NY SOARS, which has funding available for airport development. The Mayor requested more information on the program.

The Mayor received a letter from Mr. Dudley Breed regarding the fountain sculpture construction for the village green restoration project. The proposed cost for the fountain is \$28,000, and the project

will be completed the week of August 27th.

The Mayor, Clerk-Treasurer Winn, Trustee McVaugh and Director Graham met yesterday with McFarland and Johnson to clarify the airpark finances. The money received from the purchase of land in the business park will have to go directly to the F.A.A. contribution to any airport capital improvements. Reduction of the airport deficit needs to be top priority.

2. PCD Report. Trustee Reilly remarked that the committee is working on some strategic planning to redefine goals and mission. The façade projects are underway downtown. Mayor Getchonis remarked that there is a lunch meeting this Friday in the PCD's office.

3. Library & Museum. Trustee Reilly distributed a description of the cases the historical commission would like to purchase for the museum. Following discussion, it was decided that the historical commission will need to ask for a budget increase next year for the cases.

4. Arts & Entertainment Committee. Trustee Reilly stated that the 4th of July celebration was successful. The concerts in the park will be held on Wednesday nights next to the Baptist Church. Mary Holbrow's term is up as acting chair for the committee.

5. Airport & Airpark Commission. Trustee Kuiper remarked that there will be two grants coming from Congressman Boehlert and Senator Magee. Director Graham stated that he was directed to send a letter to Mr. Garcia from NYSEG, and invite him to the next MUC meeting to discuss the change over from their electricity to ours. He will write up the letter next week for the board's review.

Director Graham informed the board that Mr. Calicut of McFarland and Johnson, dropped off Task Order #10 – Pavement Rehabilitation to Taxiway A and B. The village will be required to pay 5%, which is approximately \$27,000. Director Graham would like to go out to bid next week, and have the bid opening on August 6th. Following discussion, the board decided to put the matter on hold.

6. Recreation Program. Trustee McVaugh stated that summer program is in full swing with about 290 participants. There was a meeting held regarding the concession building at Eaton Street fields. The building should be finished very soon. The committee is also working on a sign up system for the fields. Trustee McVaugh informed the board that Attorney Walton and David Craine have negative feelings about the proposed skate park, because of the liability. Clerk-Treasurer Winn has done some research into the cost of building a skate park, and the cost is rather expensive. She will get the information to Mr. Parry who originally initiated the idea.

Trustee Basher informed the board that he was at a meeting with the mayor this morning, and there was discussion about communications at the Eaton Street field. Director Graham will be researching the cost for a pay phone.

Reports

1. Village Administrator/Treasurer's Report for June. Clerk-Treasurer Winn remarked that David Craine dropped off the renewal from NYMIR, and they will value the buildings owned by village free of charge. Mr. Craine also mentioned that he would like to get a copy of the village's current health insurance prices, so that he could give the village a quote. Clerk-Treasurer Winn informed the board that the office is getting ready for the audit next week.

2. Police Report for June. Trustee McVaugh stated that the police chief would like to start getting a monthly expense report. The 4th of July celebration went well with no real problems. Trustee McVaugh and Chief Tilbe did discuss things regarding the Block Party.

3. Fire Report for June. Trustee McVaugh remarked that she asked the fire chief to set aside a time to discuss the bonfires issue. She would also like to invite Colgate University and the police chief to the meeting.

4. Municipal Utilities Commissioner Report for June. Director Graham stated that Dr. and Mrs. Koen would like to extend their garage, and there is a 10' right-of-way that the village owns. Half of the property is on the Koen property and the other half is on Colgate University property. They need approval of the board to remove the right-of-way.

Motion was made by Trustee Basher, seconded by Trustee Reilly and carried to proceed with the removal of the right-of-way on the Koen property on College Street.

5. Public Works Report for June. Director Graham remarked that Verizon needs an easement at the new building out at the airpark to enable them to install telephone cable.

Motion was made by Trustee Basher, seconded by Trustee Reilly and carried to approve an easement for Verizon at the new building out at the airpark.

Director Graham stated that he received a price for removal of the white barn on the Vantine property. Mr. Mike Sacco quoted a price of \$3,340 for removal of the barn. Director Graham will also get a couple of other quotes.

Director Graham remarked that eight bid packages were sent out for West Kendrick Avenue, and the bids were opened today. The quote is for milling, and raising the valves on the street. The high bid was \$43,500, and the low bidder was Lanco Paving for \$35,010.

Motion was made by Trustee Basher, seconded by Trustee McVaugh and carried to accept the bid from Lanco Paving for \$35,010.

6. Code Enforcement Officer's Report for June. The board was given copies of the Codes Officer's report for June.

Approval of Claims

Motion was made by Trustee Basher, seconded by Trustee McVaugh and carried to approve the claims for June 2001.

New Business

1. Mayor's Appointments. Motion was made by Trustee McVaugh, seconded by Trustee Reilly and carried to approve the following mayoral appointments.

Municipal Utilities Commission – John Basher and

Bill Penoyer (new member)

Planning Board – Margaret Miller

Zoning Board of Appeals – Michael Clough

Recreation Committee – Stephanie McClintick (Chair) and
JoAnn Mills (new member)

Library Committee – Sally Lura and
Carol Bergen

Historical Commission – Margaret Miller and
Chris Rossi (until October)

Records Advisory – Mayor Charlie Getchonis,
Clerk-Treasurer Winn,

Friends of the Park Committee – Reappoint all members

Village Attorney – Linus Walton

Village Historian – Marion Blanchard

Airport/Airpark Committee – Suzanne Martin (new),
Ingrid Hale (new),
George Turner,
Doug Rusch,
Tony Zazzara (new),
Sue McVaugh,
Andrew Hengst,
Stella Brink

Acting Village Justice – Don Misch

Dog Warden – Thelma Burgess

Village Newspaper – Mid-York Weekly

Village Financial Institution – Alliance Bank

Roberts Rules

Trustee McVaugh - Deputy Mayor
Liaison for Economic Development at Airport/Airpark
Liaison for Southern Madison County Chamber of Commerce
Liaison for Recreation Commission

Trustee Kuiper - Liaison for Cultural Affairs/Community Development
Liaison for Farmers' Market
Liaison for Arts and Entertainment

Liaison for Planning and Zoning
Liaison for Codes Enforcement

Trustee Reilly - Liaison for Public Safety and Fire Protection
Liaison for Police Chief
Liaison for Fire Chief
Liaison for Village Board
Liaison for Library Board

Trustee Basher - Municipal Utilities Commissioner
Public Works Commissioner
Liaison for Friends of the Park
Liaison for Streets, Sidewalks and Parks

2. Colgate Shuttle Bus Signs. Mayor Getchonis stated that the Planning Board recommended the board approve the signs. Following discussion motion was made by Trustee Basher, seconded by Trustee Reilly and carried that the signs be approved with correct spelling and exact locations to be addressed with the help of the police chief.

3. Formal Bond Resolution for Garbage Truck and Skid Steer. Motion was made by Trustee Basher, seconded by Trustee McVaugh and carried to adopt the resolution for replacement of the existing skid steer with a new one similar in size. The resolution read as follows.

A RESOLUTION AUTHORIZING THE PURCHASE OF A SKID STEER FOR THE VILLAGE OF HAMILTON, MADISON COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$14,000 AND AUTHORIZING THE ISSUANCE OF \$14,000 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Hamilton, Madison County, New York, as follows:

Section 1. The purchase of a skid steer for the Village of Hamilton, Madison County, New York, including original equipment and incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$14,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost shall be by the issuance of \$14,000 serial bonds of said Village hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized **will not exceed five years.**

Section 4. The faith and credit of said Village of Hamilton, Madison County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, forms and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days, after the date of such publication, or

Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in full in **The Hamilton Tribune**, which is hereby designated as the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Motion was made by Trustee Basher, seconded by Trustee McVaugh and carried to adopt the resolution for replacement of the existing garbage truck with a larger vehicle. The resolution read as follows.

A RESOLUTION AUTHORIZING THE PURCHASE OF A GARBAGE TRUCK FOR THE VILLAGE OF HAMILTON, MADISON COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$100,000 AND AUTHORIZING, **SUBJECT TO PERMISSIVE REFERENDUM**, THE ISSUANCE OF \$100,000 BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting**

strength of the Board of Trustees of the Village of Hamilton, Madison County, New York, as follows:

Section 1. The purchase of a garbage truck for the Village of Hamilton, Madison County, New York, including original equipment and incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$100,000.

Section 2. The plan for the financing of aforesaid maximum estimated cost is by the issuance of \$100,000 bonds of said Village hereby authorized, **SUBJECT TO PERMISSIVE REFERENDUM**, to be issued thereof pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized **will exceed five years.**

Section 4. The faith and credit of said Village of Hamilton, Madison County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or

The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purpose of Treasury

Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in full in **The Hamilton Tribune**, which is hereby designated as the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Other Business

Trustee Basher informed the board that part of the Empire Games will be held at Colgate July 25-29, 2001. Colgate will be hosting field hockey, basketball, wrestling, rugby and swimming.

Executive Session

Motion was made to go into executive session

Motion was made to go back to regular session.

Adjournment

There being no additional business to come before the Board of Trustees the meeting adjourned at 9:58 p.m.

Respectfully submitted,

Ronda Winn
Clerk-Treasurer