

ATHENS VILLAGE BOARD MEETING
March 11, 2009

PRESENT: Mayor Andrea Smallwood, Trustee Chris Pfister, Trustee Herman Reinhold and Trustee Tim O'Leary.

Trustee Tom Sopris enters meeting at 7:11PM.

Fire Department Chief John Greco and Village Attorney Brent Stack were also in attendance.

Pledge to the Flag.

PUBLIC:

1. *Brendan Brunner, resident of the Village*, attended the meeting to inquire on the status of his insurance claim with the Village. Mr. Brunner's parked vehicle was damaged by a DPW worker moving snow on Mr. Brunner's street.

The Village's insurance company denied payment on the claim due to the fact that it was a result of 'removal of snow' by a snow emergency vehicle and such actions are, or can be, exempt under state law.

The Mayor questioned this action on the part of the Insurance Company and referred it to the Attorney. The attorney stated that this was the case. The Insurance Company will not pay the claim.

This leaves the party with damages to either take legal action against the Village on his own or to negotiate with the Village.

The Mayor stated that the Village would be willing to negotiate if that was agreeable with Mr. Brunner.

Mr. Brunner stated that that would be fine as long as the Village is willing to work with him to fix the problem.

Mayor Smallwood and the Attorney will look into the matter further and get back to Mr. Brunner

CORRESPONDENCE:

1. NYSDOH. Re: Annual Water Quality Report.
2. Environmental Finance Center. Re: Conference announcement.
3. Greene County Economic Development, Tourism & Planning. Re: Annual Wacky Raft Race. A MOTION was made by Trustee Reinhold, 2nd by Trustee O'Leary, a.i.f., to approve their use of the park as requested.
4. HealthMatch. Re: Healthcare Recruitment Service.
5. John Surrano. Re: Request to use the gym. A MOTION was made by Trustee Pfister, 2nd by Trustee Reinhold, a.i.f., that since the request for use is over a large 'window of time' request is granted if there are no other activities scheduled and also that he be under a 90 day trial period.
6. NYSDEC. Re: Annual Certification Form- WWTP (Brick Row and Washington Street).
7. NYCOM. Re: Conference Announcement.
8. Law office of Robert L. Beebe, LLC. Re: Reduction of Assessment of the subject property.
9. Athens Little League. Re: Request for donation.
10. Kleinke Associates. Re: Copy of letter to U.S. Army Engineer District regarding Athens Waterfront Park.
11. Scenic Hudson. Re: Hudson Riverfront Development Guide.
12. Chris and Carol Pfister. Re: Request to continue maintenance of 'Adopt a Flower Basket' program.

OTHER BUSINESS:

Financial Statements have been distributed to all Village Board Members.

A RESOLUTION was made to approve the following vouchers for payment:
GENERAL-Abstract #1537- vouchers numbered #9908868 through #9908915.
WATER- Abstract #10170 - vouchers numbered #9908962 through #9908963.
SEWER- Abstract #10157 -voucher number 9908964.

A RESOLUTION was made by Trustee Reinhold, 2nd by Trustee O'Leary, a.i.f., that given the fact that the Water Fund has been under financial stress, that the payment for services to Delaware Engineering for the Water Meter Study in the amount of \$3500.00 be paid for out of the Water System Improvement Project Account as opposed to the Water Fund as was previously agreed upon at the Meeting held on August 13, 2008.

The 'Flower Program' and the Pfister's involvement in it after his term has expired was discussed with the lawyer. The lawyer stated that a contractual agreement between the Village and the Pfister's would be drawn up and they would also have to sign a waiver.

A RESOLUTION was made by Trustee Reinhold, 2nd by Trustee Pfister, a.i.f., to enter into EXECUTIVE Session to discuss litigation.

A RESOLUTION was made by Trustee Reinhold, 2nd by Trustee O'Leary, a.i.f. to exit EXECUTIVE Session and resume the Regular Meeting.

Trustee Pfister informed the Village Board that he has received 2 quotes for installation of a gutter on the front of the Firehouse:

1. Greene County Seamless Gutters (\$680.00)
2. The Tinman Seamless Gutters (\$826.20)

A RESOLUTION was made by Trustee Reinhold, 2nd by Trustee Pfister, a.i.f., to approve the installation by Greene County Seamless Gutters of gutters on the Firehouse. Monies will be used from the 'Firehouse Construction Reserve Account'.

A MOTION was made by Trustee Reinhold, 2nd by Trustee Sopris, a.i.f., to ask Kathode Ray to start the design of the website as per their proposal to continue with the Village Board's quest to continue 'open government' in the Village.

Trustee Pfister wanted the record to show that at the last Village Board Meeting a RESOLUTION was made regarding Department Heads coming to meetings and tonight there is no Code Enforcement Officer and no Chief of Police.

The Mayor stated that the Code Enforcement Officer had called and informed the Mayor that he could not attend tonight's meeting.

A MOTION was made by Trustee Sopris, 2nd by Trustee O'Leary, a.i.f., to adjourn the meeting at 9:15PM.

Good Evening !

Mjw