

Village of Athens
2 First Street, Athens, NY 12015
Monthly Meeting, July 27, 2016

Members Present: Mayor Chris Pfister, Trustees Peter Alberti, Robert June, Gail Lasher, Marla Butler and Acting Secretary, Peggy Snyder, Attorney Rapplyea

Pledge to the Flag

A valid quorum was present for voting purposes.
Meeting called to order at 6:30 PM by Mayor Pfister

Public Hearing Unsafe Building

Mayor Pfister read the Proposed Resolution Declaring Unsafe Building that follows in these minutes as Proposed Resolution #5 stating that the homeowner would have 30 days commencing from today to remove the structure and clean up the property and shall be completed within 60 days-time.

- The homeowner Thomas Bassett stated that he did not feel that the property was unsafe, the yard has been cleaned up and he is in a hardship at this time and will not be able to remove the structure or clean up the property anytime soon. He might be able to complete in 90 to 120 days-time. Attorney Rapplyea read from the Code Enforcement Officers letter that the First Notice was given on 1/8/13, an Unsafe Notice was issued on 11/1/13, a second Unsafe Notice was issued on 5/19/16 and last month the Code Enforcement Officer recommended to the board that the structure should be removed because it is unsafe. Attorney Rapplyea explained that if Mr. Bassett did not remove the structure himself the Board would put it out to bid after the 30 days-time and then the removal will be billed by the contractor who wins the bid for the removal. Mr. Bassett asked if he would be allowed to see the bids and it was explained that he could view the bids but at that point it would be awarded and too late for Mr. Bassett to have any re-course. Mr. Bassett stated before leaving that he would have the structure down and the property cleaned up before 30 days from today.

Public Meeting

Motions and Resolutions

1. Proposed Resolution Approving the Minutes

BE IT RESOLVED, the Board of Trustees, hereby, approves the minutes as amended, from the July 13, 2016 meeting.

Offered by: Trustee June
Seconded by: Trustee Lasher
Record of vote: 5-0, Motion carried

2. Proposed Resolution Setting Date for Repeal of chapter 149 Fences

BE IT RESOLVED, the Board of Trustees does hereby set August 10, 2016 as the date for a public hearing on the repeal of Chapter 149 Fences, Code of the Village of Athens.

A motion was made by Trustee June and seconded by Trustee Alberti to enter into Executive Session at 6:51 PM for the discussion of possible legal litigation.

Record of vote: 5-0, Motion carried

A motion was made by Trustee June and seconded by Trustee Alberti at 7:05 pm to exit from Executive Session.

Record of Vote: 5-0, Motion carried

A motion was made by Trustee June and seconded by Trustee Alberti to table further discussion on the proposed Resolution to set a date for Repeal of Chapter 149 Fences until the existing fence issue in the Village is resolved.

Record of Vote: 5-0, Motion carried

3. Proposed Resolution Awarding Truck Bid

WHEREAS, the Village of Athens did place a Notice to Bidders in the Daily Mail for the purchase of a new Ford Super Duty F550 truck with attachments consisting a truck body, plow and electric sanding apparatus,

WHEREAS, in response to this notice two bids were received

WHEREAS, the two bids were examined to assure that they met the specifications of the bid,

WHEREAS, the lowest responsible bid was that of Crossroads Ford, located in Ravena, NY in the amount of \$69,517.40,

WHEREAS, the source of the funds for this award is the Department of Public Works Equipment Reserve Fund,

BE IT RESOLVED, the Board of Trustees does hereby award the bid for the Ford F550 with Attachments to Crossroads Ford for the amount of \$69,517.40 and,
IT IS FURTHER RESOLVED, that this award is subject to a permissive referendum.

Offered by: Trustee Lasher

Seconded by: Trustee Alberti

Record of vote: 5-0, Motion carried

4. Proposed Resolution Subject to a Permissive Referendum to Purchase a new Ford Super Duty F-550 Truck

WHEREAS, The Village of Athens is desirous of purchasing a new Ford Super Duty F-550 Truck for use by the Village DPW, and,

WHEREAS, the total amount necessary to complete the said purchase shall not exceed \$70,000 (Seventy Thousand) from the Village's DPW Equipment Reserve Account, and,

NOW THEREFORE, IT IS HEEBY RESOLVED, that the Village Board of the Village of Athens hereby authorizes the execution of any and all documents necessary to complete The above-mentioned purchase by the Village of Athens Mayor and to expend the sum of \$70,000.00 (Seventy Thousand Dollars) from the Village's DPW Equipment Reserve Account, And it is further,

RESOLVED, that the foregoing resolution is made subject to a permissive referendum.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of vote: 5-0, Motion carried

5. Proposed Resolution Accepting Resignation

BE IT RESOLVED, the Board of Trustees does hereby accept the resignation of Ms. Nora Adelman from the position of Dog Control Officer.

Offered by: Trustee Lasher
Seconded by: Trustee June
Record of vote: 5-0, Motion carried

6. Proposed Resolution Declaring Unsafe Building

WHEREAS, the Code Enforcement Officer of the Village of Athens did inspect the premises located on parcel, Tax Map Number 122.14-2-3 owned by Thomas Bassett and located at 25 Union Street, Athens, Greene County, New York,

WHEREAS, upon inspecting the above premises, the Code Enforcement Officer found the property unfit for human habitation,

WHEREAS, the condition of these premises is a violation of Chapter 120-4-E, Building Unsafe, of the Code of the Village of Athens,

WHEREAS, the owner of these premises, Thomas Bassett has been properly served with the Order and notice of right to appear before the Village Board, and be heard on the issue of whether the building is unsafe, and if so, the action that owner must take to repair or remove the building but he has failed to do so;

BE IT RESOLVED, Thomas Bassett is hereby directed to remove all structures, mobile homes, vehicles, junk and debris from the said subject matter real property located at 25 Union Street, Athens, Greene County, New York, bearing Tax Map Number 122.14-2-3, such removal shall commence within 30 days of the date of the within resolution and shall be completed within 60 days thereof, and,

IT IS FURTHER RESOLVED, that in the event the Owner, Thomas Bassett fails to complete such removal the Village of Athens shall have the right to complete such removal, and,

IT IS FURTHER RESOLVED, that in the event the Village of Athens is required to complete such removal and the Owner of such real property fails to reimburse the Village for the cost of such demolition and remediation within 60 days of the date of the invoice of such costs, same shall be reported to the Greene County Treasurer and Greene County Real Property Tax services and recorded as a lien upon such real property.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of Vote: 5-0, Motion carried

7. Proposed Resolution Granting Authorization to Use the Park

BE IT RESOLVED, the Board of Trustees does hereby grant permission to Roger Masse to use Riverfront Park on September 10, 2016, from 2 PM until 4 PM for the purpose of a wedding.

Offered by: Trustee Lasher
Seconded by: Trustee June
Record of Vote: 5-0, Motion carried

8. Proposed Resolution Awarding Bid for Roof Resurfacing Project

WHEREAS, the Village Clerk did place a Notice to Bidders in the Daily Mail,

WHEREAS, a total of four bids were received for the project,

WHEREAS, the lowest responsible bid was received from Aktor Corporation of Albany, N.Y.,
BE IT RESOLVED, the Board of Trustees does hereby award the bid for the Village of Athens Roof Resurfacing Project to Aktor Corporation for the amount of \$22,300.00, pending review of performance history and specification comparison,

BE IT FURTHER RESOLVED, the Board of Trustees has approved Mayor Pfister to retain the lowest responsible bidder.

Offered by: Trustee June
Seconded by: Trustee Alberti
Record of vote: 5-0, Motion carried

9. Proposed Resolution Setting Date for Mid-Hudson Cable Franchise Agreement

BE IT RESOLVED, the Board of Trustees does hereby set August 24, 2016 at 6:30 PM as the date for a public hearing on the renewal of the franchise agreement between the Village of Athens and Mid-Hudson Cable.

Offered by: Trustee Alberti
Seconded by: Trustee Lasher
Record of vote: 5-0, Motion carried

10. Proposed Resolution approving Payment of Vouchers

BE IT RESOLVED; the Board of Trustees does, hereby authorize the payment of the vouchers as presented.

Offered by: Trustee Lasher
Seconded by: Trustee June
Record of vote: 5-0, Motion carried

10. Proposed Resolution Subject to a Permissive Referendum to Expend Monies from the Sewer Capital Reserve Account to Purchase Equipment for the Brick Row Sewer Plant

WHEREAS, The Village of Athens is desirous of purchasing new equipment, including, but not limited to a new blower for the Brick Row sewer Plant and,

WHEREAS, the total amount necessary to complete the said purchase shall not exceed \$8,000.00 (Eight Thousand Dollars) from the Village's Sewer Capital Reserve Account and,

NOW THEREFORE, IT IS HEREBY RESOLVED, that the Village Board of the Village of Athens hereby authorizes the execution of any and all documents necessary to complete the Above-mentioned purchase by the Village of Athens Mayor and to expend the sum of \$8,000.00 (Eight Thousand Dollars) from the Village's sewer Capacity Reserve Account, and It is further

RESOLVED, that the foregoing resolution is made subject to a permissive referendum.

Offered by: Trustee Lasher
Seconded by: Trustee Alberti
Record of vote: 5-0, Motion carried

Trustee Reports

1. Trustee Lasher:
 - *Nothing at this time.*
2. Trustee Butler:
 - *Still working on background check information*
 - *There is an issue with Planning Board Member Albright bringing applications to the Planning Board before giving them to the Code Enforcement Officer.*
 - *Mayor Pfister to address issue*
3. Trustee Alberti:
 - *Received quote from KathodeRay for upgrading website, cost would be \$5,635, copy presented for each Board Member to review*
 - *Received the computer/printer/fax machine for Anthony, need to discuss with Mary Jo getting internet service provided.*
 - *Will speak to Anthony regarding water plant training.*
4. Trustee June:
 - *Need to research if we did allocate monies in the budget to pay for the radios that the Fire Chief requested at last meeting. It seems that the money is in the budget for this.*
 - *Mayor Pfister to work with Mary Jo and review the breakdown of the money that was allocated in the budget.*
 - *Would like to see a letter drafted to Carrie Feder/Attorney to resolve fence issue.*
 - **Motion made by Trustee Alberti and seconded by Trustee June for attorney Rapplyea to draft a letter for response as to the disposition of the fence issue with an answer within two weeks from this date.**
Record of Vote: 5-0, Motion carried
5. Mayor Pfister
 - *Vandalism at the Park, cleaned up.*
 - *Solar Law, copy of questions and comments given to each Board Member and asked to review and email ideas and thoughts to the Mayor and he will send on to Attorney Rapplyea for him to draft law.*
 - *Brush Pile is out of control and costs from each contractor have gone up, Anthony has one more bid coming in.*

Past Business

1. Background Checks
 - *Discussed*
2. Update on water Plant Roof Bids
 - *Discussed*
3. Discussion on Solar Array Law
 - *Discussed*
4. Mid-Hudson Cable Contract
 - *Discussed*
5. Brush Pile
 - *Discussed*

New Business

1. Shared services Agreement with Town
 - *Trustee Alberti distributed a page of notes he has made regarding shared services*
 - *All Trustees asked to review and discuss at next meeting*

Correspondence

1. Notice of complaint from Lee Palmateer Law Firm
 - *Discussed, regarding sewer back-up*
2. Howard Zar: Concerns about paving on South Franklin Street
 - *Road is being done to DOT spec's*
 - *Trustee Alberti informed the VB that he would be meeting with Mr. Zar*
3. Richard Armstrong: Concerns about speeding and the effect of Hagar's Harbor's reopening
 - *Discussed*
4. Marcus Molinaro: Think DIFFENTLY Campaign
 - *Information provided to Trustees*
5. Sleepy Hollow Law Suit: review of Assessment for 2016
 - *Copies distributed to Trustees*
6. NYCOM: Fall Workshop
 - *Information available*
7. Peckham/Joe Wildermuth: Paving project
 - *Discussed*
8. Rapport Myers LLP: Shared Service Agreement
 - *Discussed*

Motion to adjourn made by Trustee Alberti and seconded by Trustee June, Vote 5 -0, Motion carried.

Meeting adjourned at 8:35 PM by Mayor Pfister.

Respectfully submitted,

Margaret M. Snyder

Acting Secretary