

**VILLAGE OF PAINTED POST  
REGULAR BOARD MEETING  
May 9<sup>th</sup>, 2016**

**The Regular Meeting of the Board of Trustees for the Village of Painted Post was called to order with the Pledge of Allegiance by Mayor Foster at 7:00PM.**

**PRESENT:** Mayor Foster, Deputy Mayor Scheidweiler, Trustee Lewis, Trustee Smith, DPW Superintendent Smith, Police Chief Mullen, Attorney Sauro and Clerk Names

**ABSENT:** Fire Chief Button

**MINUTES:** of April 4 2016 Public Hearing, Reorganizational /Regular Meeting of April 4<sup>th</sup> and the Special Meeting on April 13, 2016 for the Water Grant were approved with a motion made by Trustee Lewis, seconded by Deputy Mayor Scheidweiler and carried.

**POLICE REPORT:** submitted by Police Chief Mullen as follows:

Traffic Arrests: Total of 57 -15 Radar, 19 Moving Violations, 2 DWI Violations and 21 All other Violations.

Complaints: Total of 59 - 7 Felony, 13 Misdemeanors, 12 Violations, 14 Vehicle & Traffic, 3 CPPWHS, 4 Animal, 2 Domestic, 4 Local Law Violation, 0 Stolen Property Cases, 0 Found Property Case and 0 Miscellaneous.

Assistance/Services Rendered: Total of 75. 7 Citizen/Motorist, 10 Rural-Metro Amb., 2 PP Fire Dept., 2 E.I.D. Alarms, 0 Fingerprint, 1 Open Door, 3 Mental Health Transports, 1 Escorts/Jail Run, 30 Vacation Property Checks, 1 Steuben Co. Sheriff, 8 NY State Police, 0 Corning Police, 1 Other Agencies, 3 DA Office, 2 Dept. of Public/Works, 0 US Government, 4 Other agencies.

Parking Tickets: Total of 5: 5 - 2A-5A Parking Enforcement, 0 Other.

Cases Adopted/Closed: Total of 45 -6 Felony, 17 Misdemeanors, 4 Drug Interdictions, 12 Violations, 4 Mental Hygiene, 2 Warrant/FOA.

Accidents: Total of 5 – 0 Personal Injury, 5 Property Damage, 0 Other.

5N01 REPAIRS: New engine at Elm Chevrolet (warranty work)

5N01 MILEAGE: 83597

5N02 REPAIRS: Transmission repair (warranty work)

5N02 MILEAGE: 71720

5N03 REPAIRS: Accelerator relay repair (towed)

5N03 MILEAGE: 109357

During the Month of April 2016 The Painted Post Police Department made several noteworthy arrest. The first noteworthy arrest was the arrest of a Village resident who is a school teacher in the CPPSD. The teacher was arrested for one count of Rape in the 3rd degree after a 16 month investigation conducted by the Painted Post Police Department with assistance from the NYSP, the Steuben County District Attorney's Office, Corning Painted Post School District (CPPSD), Corning Police Department, and the Steuben County Sheriff's Office. The investigation is continuing.

The second noteworthy investigation and arrest came as the result of a Vehicle and Traffic Stop. Officer Brennan Hardy stopped a subject for a violation of the Vehicle and Traffic Law. The investigation revealed that the subject was highly intoxicated by the consumption alcoholic beverages. A computer check of the operator's driving record revealed a prior conviction for D.W.I. within the previous 10 years. The subject was arrested for Felony D.W.I. and various Vehicle and Traffic Law Violations. The subject was arraigned in front of the Village of Painted Post's Village Justice, The Honorable Annette Thorne. Judge Thorne remanded the subject to the Steuben County Jail in lieu of bail.

The third noteworthy arrest came as a result of a Larceny complaint. Officer Robert Hoffman received a report of one Village resident keeping property of another Village resident. Officer Hoffman and Officer Tod Kimmey were able to develop credible evidence that illicit drug activity was going on at the residence in question. A Search Warrant Application was submitted to The Village of Painted Post Justice Court. Village Justice Judge, Annette Thorne, issued a Search Warrant per the application. The Search Warrant was executed resulting in the arrest of two Village residents for possession of Controlled Substances, and for Unlawful Possession of Marihuana.

The Painted Post Police Department further investigated and took into custody three Village Residents under the Mental Health Law and transported or assisted in transporting the subjects to the hospital to receive

the help all three subjects so desperately needed. In all three cases no individuals were forcibly restrained. This speaks very highly of the professionalism displayed by the officers of the Painted Post Police Department.

The Painted Post Police Department was awarded a \$3,000.00 dollar grant from the Steuben County District Attorney's Office through the Diver's Diversion Program. The Police Department was awarded this grant in recognition of the Police Department's enforcement of the Vehicle and Traffic Law.

The Painted Post Police Department investigated a total of 246 Calls for Service in the month of April 2016.

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**FIRE DEPT.  
REPORT:**

submitted by Fire Chief Button as follows:

Total number of calls for the month were 8 – 2 MVA/Rescues, 3 Service Call, 2 Vehicle Fire, 0 Chimney Fire, 0 Structure Fire, 0 Grass/Brush Fires, 0 Hazardous Conditions, 0 Vehicles Leaking Gas, 0 Storm Flooding, 0 C.O./Fire Alarm Activation, 0 Mutual Aid Fires, 1 Mutual Aid MVA, 0 Searches, 0 Mutual Aid Rural Metro.

Total in Service Hours to Date: 429

Total in Service Hours 176

Average Fire Fighters Per Call: 14

Training Hours: 192

Training Course Hours: 130

Training Certifications: 26

Total Number of Calls to date for the Year – 35

Major repairs to the Fire equipment – None Reported

Injuries - None Reported

Chief 2800 – Button responded to 75 % of the calls for the month.

Chief 2801 – Smith responded to 88% of the calls for the month.

Chief 2802 – McCarthy responded to 63% of the calls for the month.

The three chiefs obtained fuel in the amount of 75.1 gallons.

Fire Department Activities/Community Services:

The department training consisted of OSHA Safety pump operations and

driver training.

The department attended the monthly Town of Erwin Fire Council meeting.

The department attended several appreciation banquets.

The Department provided several fire prevention tours and programs. Department held our annual election of fire department and business officers.

Quarterly truck maintenance completed.

**DPW REPORT:** submitted by Superintendent Smith as follows:

Water Treatment and Distribution System

Water levels at wells are good: Well # 4 – 42‘, Well # 3 – 26‘ & Well # 2 – 43‘ of water above the pump.

Trans-loading Facility operations. Hauled ZERO Gallons in April.

Crew flushed water service @ 111 West Hill Terrace.

Located water curb boxes for 2016 proposed gas main replacement project.

Annual employee physicals completed.

Mandatory annual diesel tank leak testing completed.

OSHA/PESH conducted compliance inspection of the Water Department.

Mandatory NYSDOH Annual Water Quality Report completed and published.

Sanitary Sewer Treatment and Collection System

Annual employee physicals completed.

Replaced belt and VFD drive unit on the belt filter press.

OSHA/PESH conducted compliance inspection of the Wastewater Treatment Plant.

Continued sludge pressing operations @ the WWTP.

Crew jet cleaned sanitary sewer along Olive St.

Village Streets and Walkways

Crew filled pot holes throughout the Village.

Crew called in to sand and plow streets on 1 occasion.

Crew called in to salt Manor/Mall walkways on 2 occasions.

Crew continued spring street sweeping operations throughout the Village.

Crew began spring cleaning of Village parking lots.

Crew trimmed and removed trees within Veterans Drive/Hamilton Circle Park.

Crew replaced exterior wall lighting throughout the Village Square Mall. NYSEG reimbursement grant for \$4,000.

Crew repaired and replaces Village street lights along Hamilton St. and W. Water St.

Crew continued weekly pick up of leaves and brush.  
Crew repaired and adjusted catch basins and manholes throughout the Village.

Buildings and Grounds

Hauled weekly trash from Village facilities.  
Crew began mowing and trimming operations.  
Crew performed general maintenance on several items at the Village Hall Facility.  
Crew held weekly safety meetings and equipment checks.  
Crew continued spring cleanup of all Village Parks and Bike Path.  
Pushed back Village compost area above the cemetery several times.  
OSHA/PESH conducted compliance inspection of the DPW.  
Crews from Steuben County Probation began cleaning of Fairview Cemetery and lower Fairview Ave stairs.

Equipment Maintenance

Performed maintenance and repairs on DPW, FD and PD equipment.  
Crew completed spring service works on all mowers, trimmers and back pack blowers.  
Removed and replaced dump truck body on 02 Sterling.

Village Cemeteries

One burial for the month.

Community Service

No hours of court ordered community service was received for the month.

**FINANCIAL/BUDGET**

**REPORT:** All books are balanced with our accounting. We have a correction with regards to the tax rate. The actual tax rate will be: 11.7906 per \$1,000 which represents an approximate savings of \$.96 (cents) on a \$100,000 home. Last years' rate was 11.7981

**CLERKS REORT:** submitted by Clerk Names as follows:

All accounting is current and balanced. Monthly reports have been provided to the mayor, board members and department heads. Bank statements have not yet been received or reconciled as yet.

The New York State and Federal tax reports were completed for the first quarter and mailed.

The US Census Bureau property tax quarterly survey was completed.

A public hearing was held on the proposed 2016-2017 Tax Cap Override and on 2016-2017 budget before the regular board meeting on April 4<sup>th</sup>.

Mayor Foster and I attended a webinar training and informational session on the Tax Cap that was given by OSC on April 5<sup>th</sup>.

The constitutional Tax Limit and the final budget for the 2016-2017 fiscal year were submitted to the New York State Comptroller's Office.

The billing for the first quarter water/sewer was completed and bills were mailed on April 14<sup>th</sup>. Payment are coming in steadily.

The re-levy of outstanding water/sewer bills and property clean-up was sent to Steuben County Real Property Tax Service so that they can be added to the 2016-2017 Village taxes. There were a total of six properties and the re-levy total was \$1,873.21.

Tax bills will be printed by the County and returned to the Village office for sorting and mailing by the end of May.

**PLANNING  
BOARD:**

There was no planning board meeting held in April.

**REGULAR BOARD  
MEETING:**

OLD BUSINESS: 1. Swear in Brian Francis as newly appointed Village Trustee.

2. Board Committee Appointments are as follows:

Deputy Mayor	Bill Scheidweiler
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Budget, Finance & Insurance	Ralph Foster* Anne Names – Treasurer
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Public Works	David Smith* Richard Lewis
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Fire Department	Richard Lewis*
	David Smith
Planning Board Liaison	Bill Scheidweiler
Police Department	Bill Scheidweiler
	Brian Francis
Parks & Recreation	Brian Francis
Liaison to Colonial Days	David Smith

3. Ryan Marzec from Sprague Insurance and Ryan Conway from NYMIR– gave a short presentation on an insurance policy through NYMIR that the Village is looking at.

NEW BUSINESS:

1. ***1Resolution:*** That all year end budget adjustments be made by the clerk-treasurer in order to close out the current budget year and that the final meeting be set to close the 2015-2016 Fiscal Year on Thursday, May 26, 2016 at 4:00pm.

Made by Trustee Lewis seconded by Deputy Mayor Scheidweiler and carried by all.

2. The Village Board would like to rescind the “Resolution” to put into effect Local Law #1 with regards to the Tax Cap Override. The Village Board will not be in need of the override for the 2016-2016-7 tax year.

Approved on a motion made by Deputy Mayor Scheidweiler seconded by Trustee Lewis and carried by all.

3. The Village Board approves the Fire Dept. Election of Officers on a motion made by Trustee Lewis, seconded by Trustee Smith and carried by all.

4. The Village Board approves a new fire fighter, Jacob Button on a motion made by Trustee Lewis, seconded by Trustee Smith and carried by all.

5. The amount of the water/sewer re-levy and property cleanup that will be added to our village taxes this year will be: \$ 1,873.21.

6. A public hearing will be held by Empire State Development here at the village hall on Friday, May 13 at 10am for the funding of the grant for the “walking trail project” that was completed in October of 2015. This public hearing is open to all village residents and anyone else who wished to attend.

7. The Village Board authorizes Mayor Foster to sign the “Proposal to Provide Bond Counsel Services” that Harris Beach has submitted. This proposal is in connection with the financing of the cost of acquiring one back hoe.

Motion to approve authorization made by Trustee Lewis, seconded by Deputy Mayor Scheidweiler and carried by all.

8. Village Board to authorize a Resolution for the Purchase of Street Maintenance Equipment.

WHEREAS, The Village of Painted Post intends to apply to USDA Rural Development for Financial assistance to purchase street maintenance equipment (Backhoe and Utility Tractor with attachments). The Village intends to use New York State bids for these purchases provided a favorable funding package is provided by USDA.

NOW, THEREFORE, BE IT:

RESOLVED, the Mayor and Deputy Mayor shall have signature authority for all forms relating to the USDA loan and grant.

Resolution made by Trustee Smith and seconded by Trustee Lewis.

**SUSPEND ORDER  
OF BUSINESS:**

Motion made by Deputy Mayor Scheidweiler, seconded by Trustee Lewis and carried.

**PUBLIC  
COMMENTS:**

Darlene Brown of 310 W. High St. stated that the Village needs to have 24/7 police coverage because NYS Police does not/cannot enforce Village ordinance.

Karen Babcock of 465 W. High St. agreed with Darlene Brown's statements adding that they had collected over two hundred names of village residents that felt the same.

Wallace Marribitt of 440 W. High St. stated that he felt that the Village of Painted Post was one of the nicest places in the world and thanked all the village employees for the jobs they do.

**RESUME ORDER**

**OF BUSINESS:** Motion made by Trustee Lewis, seconded by Trustee Smith and carried.

**TRUSTEE**

**COMMENTS:**

Trustee Smith commented on the good job that both the police department and fire department were doing and also asked about plans for the stump removal for the trees that have had to be cut down in the Village. DPW Superintendent Smith stated that they were planning to borrow equipment from the City of Corning for that purpose.

Deputy Mayor Scheidweiler thanked the DPW for the work they have been doing and for comments by the Police Department/Chief Mullen. Mayor Foster stated that prior to Trustee Francis' appointment he acted on his own to power wash the Civil War monument and how nice it now looks.

**AUTHORIZATION:** to pay audited bills for the Village on a motion made by Trustee Smith, seconded by Trustee Lewis and carried.

	<u>Abstract #18</u>	<u>Abstract #19</u>
General Fund:	\$ 9,951.41	+ \$ 49,962.03 = \$ 59,916.44
Water Fund:	\$ 468.99	+ \$ 8,956.20 = \$ 9,425.19
Sewer Fund:	\$ 71,008.08	+ \$ 18,839.28 = <u>\$ 89,848.08</u>
		<b>GRAND TOTAL:</b> \$159,186.71

**MOTION TO ADJOURN:** was made at Trustee Lewis, seconded by Trustee Smith and carried. Meeting was adjourned at 7:55 pm.

Respectfully submitted by  
Anne Names  
Clerk-Treasurer