

Village of Schoharie - Regular Meeting
November 13, 2012

Presiding: Mayor John Borst

Present: Trustees Jay Balliett, Larry Caza, Ed August, Jeremy Rosenthal and Clerk/Treasurer Leslie J. Price

Residents: Grace Caza, Terry Wilber, Diana and Mike Jackson

Meeting brought to order by Mayor Borst @ 7:30 pm

Fire Department Early Business: N/A

Privilege of the Floor: N/A

Minutes:

October 9, 2012 Regular Meeting Minutes

Local Law #2 Minutes

Local Law #3 Minutes

Motion made by Trustee Caza seconded by Trustee Balliett and carried to accept the October 9, 2012 Regular Meeting, Local Law #2 and Local Law #3 with the amendment to page 3, paragraph “e” and line 4 of the October 9, 2012 Minutes to replace “application is due” with “project has a tentative completion date” and to add October 23, 2012 to the top of both Local Law #2 and #3 minutes.

Bills:

Motion made by Trustee August seconded by Trustee Balliett and carried to pay bills through November 13, 2012

Incoming Correspondence: Reviewed and Discussed

- a. Village of Schoharie ZBA – Minutes of October 10, 2012 meeting discussing interpretation of the LUL as it pertains to Niagara Engine Co. No. 6’s proposal to purchase the Miller property for a new fire station.
- b. NYS Unified Court System – Requesting a copy of our most recent examination of local court records and a copy of the resolution acknowledging such examination was conducted. Mayor appointed Mr. August and Mr. Balliett to review and prepare an annual audit for the Village Justice books for 2011 as requested by the State of New York Unified Court system
- c. E-mail from Milan Jackson of Lamont Engineers to Mr. Caza requesting if there is interest in meeting to discuss potential next steps for the sludge composting feasibility study. Nothing to go forward with until this is discussed at a future SCVOA meeting

Outgoing Correspondence: Reviewed and Discussed

- a. Rehabilitation ‘Support Services – Letter regarding PILOT calculation.

Old Business: Reviewed and Discussed

- a. Document Reprocessors – Status
 - a. Work is completed. Micro-fiche was digitized and remaining records were freeze dried and sanitized.
 - b. Company will ship un-restored records to the village and they will be stored temporarily on top of the storage room at the WWTP.
 - c. YTD charges total \$37,575.41 with estimated additional costs of \$5,259.48 for processing and \$295 for shipping. Total cost is then \$43,129.89 which is expected to be reimbursed by NYMIR insurance.
 - d. When the 56 boxes of records are returned they will be inspected to determine if any contents need to be fully restored. The NYMIR policy provides up to \$75,000 per incident for document recovery.
- b. Multi-function copiers – The Village ordered and received 3 copiers. One for the Village office, a small one for the WWTP and one for the fire department for which the village was reimbursed. Each was eligible for a 75% rebate from NYSERDA, which was received.
- c. New Village sign status? Trustee August will check on status and report at the next Employee Meeting.
- d. Land Use Law revisions – At a public hearing on October 23, 2012 the Board passed revisions to the LUL. Such revisions included: reducing the acreage required for a Planned Development Area (PDA) from 7 acres to 3 acres; changing the height limits in a PDA from 35 feet and 2-1/2 stories to 45 feet subject to approval by the Village Board and VPB as to scope and scale; adding Emergency Service Facility to the Use Table; Amended the density bonus section to include senior housing and LEED certified construction.
- e. Former Great American property remediation:
 - a. Project was completed by CFI. Elevations were re-checked and confirmed for the owner and an additional 320 cubic yards of crusher run had to be added to the stockpile.
 - b. Payment Approval – Motion needed to approve payment of CFI's initial bill in the amount of \$84,455 as recommended by Lamont Engineers. Retainage of 5% was withheld.
 - c. Payment Approval – Motion to approve a change order in the amount of \$5,898.74 for CFI to clean up and remove debris from the Great American property prior to infilling.

Motion made by Trustee August seconded by Trustee Rosenthal and carried to pay CFI's initial bill of \$84,455.00 and to approve and pay the change order of \$5,898.74 for the clean-up of the old Great American parking lot, now owned by Mr. Mark Van Woert.

- f. Sidewalk repairs – Repair to about 140 lineal feet of sidewalk was approved at a prior meeting but the amount of funds remaining, if any, after paving Fort Road were to be used for construction. The Village budget for 2012-2013 included \$38,550 for street paving and construction, all NYSDOT CHIPs funding. Expenditures YTD,

including a \$19,699.81 bill From Cobleskill Stone Products for paving Fort Road, total \$21,023.09 and thus, there remains \$17,526.91 in this account.

At the October 16, 2012 Employee Meeting, the sidewalk repairs was awarded to Schonecker Construction

- g. Other – Bill Shroh to look at sidewalk on Shannon Ave (eastern end) for possible repair

New Business: Reviewed and Discussed

- a. Code Enforcement Applications – Applications were received from 5 applicants for the CEO position to be vacated by Joe Nelson. One applicant submitted a resume' prior to the RFP for the position. Board needs to set up interviews. Clerk to scan all resumes and email them to the board.
- b. Community Pool-
FEMA determined the pool was in the 100 year flood plain and assessed a NFIP penalty of \$16,632 against \$24,615 in damages. We had Jim Snyder survey the elevations and found that the pool deck is actually 2 feet above BFE. An appeal will be submitted to FEMA for full reimbursement of repair costs. Clerk to submit LOMA as soon as the Village receives the Certificate of Elevation from Snyder surveyor
- c. NYMIR indicated they might cover some costs incurred by Schoharie Recovery for operation of a disaster center on behalf of the Village while village offices were out of operation. We are working with Schoharie Recovery to enumerate such costs for a 3-4 month period.
- d. Sewer Project residual fund use – We asked NYS Environmental Facilities Corp. for permission to use the approximate \$5,900 WWTP Project fund balance to repair flood damages. In a conference call today NYSEFC approved use of the residual funds to repair the WWTP.
- e. Schoharie County Sales Tax – Schoharie County Treasurer Bill Cherry submitted the 2013 draft County Budget which resulted in sales tax allocations for the village of Schoharie dropping from \$25,668 in 2012 to a projected \$20,183 in 2013. That is primarily due to reduced assessed valuation due to the flood. We are trying to analyze the flood-only assessment impacts and expect to petition the County Board of Supervisors to use the pre-flood assessments in their 2013 sales tax allocation. The \$5,485 reduction for the village results in only a few hundred dollar windfall for the other 16 towns and 5 villages.
- f. FEMA Reimbursements - To date the Village has submitted Project Worksheets to FEMA totaling \$2,465,615 and we have received Federal and New York State reimbursements totaling \$1,065,717. Most of that is for emergency measures, debris removal or small projects. Several large projects will be reimbursed after monies are spent, some have insurance offsets and some are not fully funded by FEMA because of the NFIP penalty. The Clerk now needs to reconcile those reimbursements to the proper accounts so we can determine our financial situation in dealing with water and sewer plant repairs.
- g. The Village now needs to develop, with Lamont Engineers and Superintendent Shroh, plans for repair of damaged facilities as the financial picture is clearer. Start at next week's employees meeting.

- h. Niagara Engine Co. No. 6 proposal to purchase Miller property – The proposal has the concurrence of the Village Planning Board (VPB) and the Schoharie County Planning Board. VPB now only needs to meet to formally approve the application.
- i. Town of Schoharie Supervisor Milone suggested holding a joint Town/Village Christmas Party/Luncheon at the Town Hall. Mayor concurred.
- j. Debris Removal – As of the end of September 2012, there was a balance of \$1,068 left in PW VSA-2 for debris removal. October charges from MOSA totaled \$5,649.65 for MOSA dumpsters and tipping fees. Therefore, debris removal is done. We will be requesting a reconciliation of October 2012 activity from Schoharie Recovery.

Other: Next week's Employee meeting will be changed to, Thursday November 29, 2012 at 7:00PM

Next regular Village Board meeting is Tuesday, December 11, 2012 at 7:30 PM.

Schoharie County Village Officers Assn. Christmas party is their next meeting. Hosted by Village of Esperance, December 8, 2012 at the Days Inn & suites, Schoharie

Respectfully Submitted,

Leslie J. Price