

**Village of Port Dickinson
Monthly Board Meeting
April 23, 2019
Port Dickinson Village Hall**

Officers Present:	Mayor	Kevin M. Burke
	Trustees	Robert Aagre Michael Cashman James DeGennaro Charles Harding
	Clerk	Susan Fox
	Treasurer	Sandra Reifler
Absent:	Trustee	Charles Harding

The meeting was called to order at 5:00 pm by Mayor Kevin Burke

AUDIT AND PAYMENT OF CLAIMS: Abstract #18 (2018-2019)

Motion by Trustee Aagre seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the General Fund for \$23,055.61

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE

Motion by Trustee Aagre, seconded by Trustee DeGennaro, to pay claims as listed on the Abstract of Unaudited Vouchers for the Water Fund for \$366.41

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE

Motion by Trustee Aagre, seconded by Trustee Cashman, to pay claims as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for \$618.73

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE

RESOLUTIONS:

1. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a resolution authorizing the Village Treasurer to charge \$25.00 for returned checks
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE
2. Motion by Trustee Cashman, seconded by Trustee DeGennaro, to amend the draft 2019-2020 Budget, increasing the expenditure in line A1420.4 (attorney-contractual) by \$2,000.00 and increasing the sales tax revenue line by \$2,000.00.
3. Motion by Trustee Aagre, seconded by Trustee DeGennaro, for a resolution hiring Jim Burgos Landscaping for part-time summer mowing and leaf collection at \$13/hr to begin immediately using Village equipment. Vendor must provide Certificates of Insurance listing Village of Port Dickinson as an insured.
AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE

OLD BUSINESS

1. 2 Kirkwood Ave: extremely dangerous side walk, the owner has been served, promised to fix it, has been extremely rude to the CEO numerous times and has essentially refused to correct this situation. it has been going on for 3 years. I have been informed by previous counsel that because we the VOPD are aware of this dangerous situation and do not take action we may be liable for and injury resulting from this sidewalk.

Attorney response: 2 Kirkwood Ave – we served an order to remedy in July of 2018. At this point the Village can obtain a private contractor to fix the sidewalk and assess the total cost against the real property, which will be a lien on the real property. We should get a quote for services from a contractor in accordance with the Village's procurement policy (copy of procurement policy attached).

Action: Trustee DeGennaro/Code Officer Broughton will obtain 3 bids for removal of the sidewalk

2. O' Connor Property on Beacon St. - the walls are caving in and they tried to install a 4th roof and Bill Broderick served a stop work order last year. The neighbors have been extremely patient but this situation needs to be resolved ASAP. The neighboring property will most likely be put up for sale in the near future and this dangerous, extremely unsightly and quickly deteriorating property needs action ASAP.

Attorney response: 10 Beacon Street (structural issues)– do we have details on when exactly the stop work order was served and whether the roof was built? Bill Broderick – can you provide an update? If there are other issues aside from the roof, such as the walls caving in, we will need to commence an unsafe structure process for this property much like the 758 ½ Chenango Property.

Action: Trustee DeGennaro to contact Building Inspector Broderick for an update.

3. We passed a code enforcement revision regarding the hedges at the O'Connor property that block the vision for the Peters family driveway next door.

Attorney response: 10 Beacon Street (trimming hedges) – I would start with a friendly letter requesting compliance within fifteen days. If the property owner does not comply, I would issue an order to remedy, which allows 15 days to remedy. If the order to remedy does not work, we would have to take this matter to court as a property maintenance violation under the PD Code. I don't believe our law allows for a contractor to fix the issue and charge it to the property for hedges (which is different from sidewalk violations).

Action: Trustee DeGennaro will contact Code Officer Broughton to make sure notice is served.

4. 754 Chenango St. (I believe this is the correct address) the rear structure was scheduled for demolition but I believe we are waiting for either Bill Broderick or Ron Lake to inspect and issue the legal requirement to proceed in court. I believe the CEO has chased this as far as he can go and needs some assistance to bring this forward... From past emails the owner has disregarded court order

Attorney response: 758 ½ Chenango – I sent some emails about this around last year when we were looking to declare this an unsafe structure and have it demolished. I will forward my e-mails again for your review. When we left off with this matter, however, Ron Lake was supposed to put together a report regarding why the property is unsafe and why it should be demolished rather than repaired, complete with photos. As of Nov. 13, 2018, Ron was drafting a report. See the e-mails which I will forward. I'm thinking that this process was never completed... We don't need to go to court to demolish the structure, but we can. If we do that, we can ask the court to require the property owner to do the demolition at his cost so the village doesn't have to pay for it. However, I expect the owner will claim he does not have the money, in which case the Village may have to pay for the demolition and then seek a court judgment awarding it the costs of the demolition. We'll have to address that when the time comes. Please note that this process will

take longer than proceeding under the process which we've already started, but it is most-likely safer (meaning less-subject to challenge).

Action: waiting for report from Engineer Lake

5. Yard waste – will see how April & May grass pickup works this year and further explore options for disposal of grass in an environmentally friendly manor for next year.

NEW BUSINESS:

- Mayor Burke reported that Macomber Ave, State St and Old State Rd are scheduled to be paved this season. It will be necessary to replace curbs on Macomber and 1 section of curb on Old State Rd.
- Mayor Burke reported that Broome County DPW has informed him that Chenango St, from the Town of Fenton line to the Rt.7 bridge, will be included in the grant the County has received for paving. This will include ADA compliant sidewalk ramps.
- Trustee Aagre reported that Broome Bituminous will be paving the end of Kirkwood Ave for \$4000, to come from the Sewer fund.
- Hulbert Engineering has the grant application for replacement of the Rochelle Rd and Chenango St water line replacement complete and Mayor Burke will be contacting DEC on 6/1/19 when the application cycle begins.
- Mayor Burke has visited Lincoln Ave and Summer St following recent complaints by residents. 7 Lincoln had on 2-3 cans in front and no cars in disrepair in the driveway. Summer St road surface, gutters and sidewalks are in good condition. 7 Summer St will be cited for several Code violations, included a non-resident owner who has failed to register and excess unrelated parties living in the home.
- Trustee Aagre reported that Cornell Cooperative Extension will be attempting to propagate the Lincoln tree in the Village Park.
- Eric and Maggie Backlund have agreed to place an historic sign on their property, provided through the William J. Pomeroy Foundation.

ADJOURNMENT: Motion by Trustee Cashman, seconded by Trustee Aagre, for a motion to adjourn at 5:30 PM.

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO
NAY NONE

Respectfully submitted,
Susan E. Fox, Village Clerk