

Village of Owego Board of Trustees Meeting  
Minutes of September 6, 2011

The regular meeting of the Village of Owego Board of Trustees was held on Tuesday, September 6, 2011 at 20 Elm Street, Owego, NY. The following people were in attendance:

Mayor:	Ed Arrington
Trustees:	Earl Hartman
	Jim Legursky
	Kevin Millar
Clerk-Treasurer:	Rod Marchewka
Police Sgt:	Chuck Hogancamp
Acting Village Attorney:	Robert McKertich
WWTP Supt.	Ron Horton
DPW Supt.	Jeff Soules
Absent:	Trustee Tom Clark
	Trustee Doug Worden
	Fire Chief Ed Franz

Visitor's List  
Insert "A"

The meeting was called to order by Mayor Arrington followed by the pledge of allegiance and invocation.

Privilege of the Floor:

No one spoke.

**Motion by Trustee Lockwood, seconded by Trustee Millar, to go into executive session for personnel issue regarding possible litigation against the Village. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington.**

**Motion Adopted 5-0**

**Motion by Trustee Hartman, seconded by Trustee Legursky, to adopt the following Resolution put forth by the Gateway Park:**

**WHEREAS: The Historic Owego Marketplace (HOM) has initiated their Gateway Community Park Project with the intention of crating a community park in their vacant property at 202 and 204 Front Street left from the building destruction by fire in July 2000; and**

**WHEREAS: HOM is pursuing several different sources for funding of the park including grant applications to NYS funds, local foundations as well as securing private donations; and**

**WHEREAS: NYS Office of Parks, Recreation and Historic Preservation's Environmental Protection Fund provides 50/50 matching grant funds for projects such as this; and**

**WHEREAS: HOM is applying to OPRHP EPF in the amount of \$120,000, requiring a \$60,000 match to fund several features of the park including the Gateway Feature, interpretive signage, the handicap access ramp and steps in the Fountain Plaza and site preparation; and**

**WHEREAS: The \$60,000 in matching funds is expected to be provided by the Mildred Faulkner Truman Foundation with an award announcement expected by the end of September;**

**NOW, THEREFORE BE IT RESOLVED THAT the Village of Owego Board of Trustees hereby supports the Historic Owego Marketplace's application to the NYS OPRHP EPF grant program to fund said portions of the Gateway Community Park, and**

**BE IT FURTHER RESOLVED that the Village of Owego agrees to the connection between Gateway Community Park and the Owego Riverwalk. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, and Mayor Arrington voted aye. Trustee Millar voted no.**

**Motion Adopted 4-1**

**Motion by Trustee Legursky, seconded by Trustee Millar, to approve a parade permit for the Owego Fire Department in honor of 9-11-2011. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion by Trustee Millar, seconded by Trustee Lockwood, to approve CDBG Grant Application for Bryan Robie for 67-69 Paige Street for a total cost of \$11,000.00. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion by Trustee Hartman, seconded by Trustee Lockwood, to approve the Owego Police Department applying for a grant for computers with the Truman Falkner Foundation. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion by Trustee Hartman, seconded by Trustee Lockwood, to hire Williams & Edsall to survey McMaster Street extension (to be donated by Aaron Gowan at Home Central). Roll Call Vote: Trustees Hartman, Legursky, Lockwood, and Mayor Arrington voted aye. Trustee Millar voted no.**

**Motion Adopted 4-1**

**Motion by Trustee Hartman, seconded by Trustee Millar, to approve the following members into the Owego Fire Department:**

**Jessica VanGorden – 180 North Avenue, Owego, NY – Croton Hose #3**

**Taylor Brown – 184 Waits Road, Nichols, NY 13812 – Hiawatha Engine #4**

**Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion by Trustee Millar, seconded by Trustee Legursky, to go out for a re-bid for the fire department ambulance currently stored at DPW (rebid because of receiving no bids) and put on Craig's List. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion by Trustee Millar, seconded by Trustee Legursky, to reject all bids for roofs at WWTP and go out for re-bids with modification of plans and specifications (recommended by Supt. Ron Horton). Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

- Attorney request for proposals – Personnel Committee to review proposals

**Motion** by Trustee Millar, seconded by Trustee Hartman, to approve a Topographical and Archeological Study for property on the south side adjacent to the Waste Water Treatment Plant. Roll Call Vote: Trustees Hartman, Lockwood, Millar, and Mayor Arrington voted aye. Trustee Legursky voted no.

**Motion Adopted 4-1**

**Clerk Budget Alert:**

- Budget update – Owego Police Department, New York State Police, and Fire Department raised bill by approximately \$36,000 (no budgeted for)
- Assessment Adjustment – due to a tax challenge (Dean Street apartments) the village will have to refund Frandsen Properties over \$40,000.00 that was not budgeted for.

**Motion** by Trustee Millar, seconded by Trustee Lockwood, to approve the Treasurer's Report for July as submitted. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.

**Motion Adopted 5-0**

**Motion** by Trustee Millar, seconded by Trustee Hartman, to approve payment of bills for August as submitted.

**Motion** by Trustee Millar, seconded by Trustee Lockwood, to table approval of (holdover) Voucher #8640 (Hancock & Estabrook bill for \$13,254.94. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, and Millar voted aye.

**Motion Adopted 4-0**

**Motion** by Trustee Millar, seconded by Trustee Lockwood, to approve CDBG Report for August. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, and Millar voted aye.

**Motion Adopted 4-0**

**Motion** by Trustee Legursky, seconded by Trustee Hartman, to not pay Voucher #8583 to Robert Williams. Roll Call Vote: Trustees Hartman, Legursky, and Lockwood voted aye. Trustee Millar and Mayor Arrington voted no.

**Motion Failed 3-2**

**Motion** to approve payment of bills. Roll Call Vote: Trustees Hartman, Lockwood, Millar, and Mayor Arrington voted aye. Trustee Legursky voted no.

**Motion Adopted 4-1**

**Trustee Reports:**

**Trustee Legursky**

- Wants the following stated in the minutes on why he is no longer Police Commissioner: While in a meeting with Mayor Arrington and Deputy Mayor Millar I was told I don't know s!@t by the Mayor and that I am no longer the police commissioner and to get the fl@k out of my office. The mayor replied that he did not say this; the former Chief of Police McCulskey said that he did say that. Deputy Mayor Kevin Millar said that there was a lot of swearing going on from all parties involved. Mayor Arrington did not say that - working on the police budget cuts - could not get Trustee Legursky to shut up – so I relieved him of his commissionership.

Trustee Lockwood

- Facilities committee is at a stand still at this time.

Trustee Millar

- Attended the County Planning Board and Zoning Board meetings.
- Personnel Committee to meet on Thursday, September 8, 2011

Trustee Hartman

**Commissioner Report Summaries**

Village of Owego, New York  
Earl Hartman Trustee Ward 2/ Commissioner to: DPW, OFD, Planning

Date: **September 6, 2011**  
to File

Notes

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(Note: Electronic copies of full reports have been filed with the Mayor, Clerk-Treasurer, all Trustees, DPW and OFD.)

Report No      Report Brief

**1.                      OFD:                      Fire Training Classrooms foundation is in and building materials are being secured.                      The Grant deadline for full expenditure will be met.**

**Fire Board:**      A request that OFD be issued a permit for limited alcohol at their company meetings and banquets when held in company rooms or other OFD facilities. There have been concerns raised with issuing a permit to OFD that are being pursued for resolution. I will be asking the Board's permission to forward those concerns to the attorney for review with copies sent to the Board.

**Hydrants:**      A reminder- There will be public hearings on United Water Rates, **Thursday, September 15, 2011**  
Afternoon session: 4:00 p.m. to 6:00 p.m.  
Evening session: 8:00 p.m. to 10:00 p.m.  
**Edward D. Hubbard Auditorium**  
**56 Main Street, Owego 13827**

**2.                      DPW/Codes:**  
  
**434 / Southside Drive street lighting issue: NYSDOT has located the paved over pull boxes. We are now waiting on NYSE&G to do final testing of cabling for damaged areas. NYSE&G has been tied up with storm damages. I am compiling data on options for keeping on (4) lights with options ranging from single station solar, to clustered solar to hard cable connection. None are looking as cheap options for four lights. I am researching grants through NYSERDA and DOE.**

**Norfolk Southern issues:** Sent a letter to **Mr. Fesen, Resident Vice-president** has sent me notice that his office is being relocated to New Jersey so he is behind schedule. Mr. Fesen will be setting a schedule for mid to late Sept. to meet with us.

**Road use agreements:** The Planning Board will be meeting on Sept. 8<sup>th</sup> to begin a review of the Village's Comprehensive / Master Plan and how a local Law and Road use agreement can be married into it.

VBM 9-6-2011

Tiemann's ice skating rink: No report. B.I.M.C.

Winter walk maintenance codes and enforcement: No report at this time.

3. **Planning & Zoning:** Meeting to review the Village Comprehensive Plan on Sept. 8, 2011

Submitted by: Earl Hartman  
Trustee/ Commissioner

Cc: Mayor Arrington, Trustees: Clark, Legursky, Lockwood, Worden, Clerk Marchewka

Department Head Reports:

Sgt. Chuck Hogancamp

- Guy drove car into swimming pool – attempted to break in the house – stabbed himself in the chest – required attention from police officer during hospital stay – 12 hours overtime and 10 hours of part-time work
- 3 arson fires at Marvin Park (suspect in custody) – 6 hours of over time for two full time officers
- Police cars are acting up again (brakes and wiring)
- Judge has asked for additional people for court – no extra people available

DPW Supt. Jeff Soules

- Cleaning lady found a leak in the judge's office at 90 Temple
- Discussion of swapping lots on Stackmore Lane with Weitzman

**Motion by Trustee Lockwood, seconded by Trustee Millar, to approve the bids of \$4,200 for tree removal at Evergreen Cemetery. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

Insert "B"

Judy Hartman addressed the board about the possibility of using Evergreen Cemetery to kick off a fund raiser for the matching cemetery grant.

**Motion by Trustee Lockwood, seconded by Trustee Hartman, to allow Judy Hartman to use the cemetery October 2, 2011 for a walking tour fundraiser kick off – she has invited Civil War reenactment to help with this event. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

Privilege of the Floor:

No one spoke.

Into Executive Session at 10:20 p.m. Back into regular session at 11:p.m.

**Motion by Trustee Lockwood, seconded by Trustee Hartman, to return donation to Rick McCulskey (former police chief). Money was to be used for Canine Unit. Roll Call Vote: Trustees Hartman, Legursky, Lockwood, Millar, and Mayor Arrington voted aye.**

**Motion Adopted 5-0**

**Motion to adjourn at 11:05 p.m.**

**Unanimously Approved**

