

(no 10/10/87) Dist. 143  
7/29/87  
c.c.  
J. H. H. H.  
NOTES/DIALOGUE AMONG VILL. BD. MEMBERS/ATTY. NESBITT DURING  
EXECUTIVE SESSION, 7/20/87 - Regular Bd. Mtg.

#1

At 7:05 p.m. Trustee Elliott motioned Exec. Sess. to include the Board, Village Atty. & Vill. Clk. - for personnel & legal reasons; Trustee Frontuto seconded - voting "aye" were Trustees Elliott, Frontuto, Vrabel & Gilmore. Carried.

Discussion - Water & Wastewater Plant/Supt. Harold Kruger - it was stated that Mr. Kruger would appear before the Bd. for Exec. Sess. wth. his atty; purpose, per Trustee Elliott, was to bring Bd. up-to-date on W&WW Plnt. activities.

Atty. Nesbitt sd. he was @ plnt. with engineer, H. Kruger & Trustee Elliott prior Friday - they came to his office, talked one-half hr. about the situation which came to light when employee C. Timerson filed grievance. Temp. of digester 90 D. - Corky insists 70 D. Must stay @ 90 D. to work properly. Both Corky & Harold feel that they are right. Asking Engineer D. Means to look @....what temperature should be...by-passed heat exchanger - shld. be going through digester. Temperature physically taken of sludge, 25 D Cent. - D. Means sd. 76 D. Harold objected - sd. should be taken 'frm. center core....16' dwn. approx. center of tank. Temperature same, temperature-wise - proved not working properly....temperature registered....secondary digester....70 D....downstairs heat exchanger turned off...primer (?) not even running. Engineer sd. maintained at all times to keep frm. blocking up....thermostats @ front and back to maintain temp. Harold sd. saving money on heating bill..."to me, indication that H. Kruger did not know his responsibility" - Disc. - Vill. cld. give him ltr. of infraction - more serious....cld. not see proceedings wth. formal charges. His answer inept....per Trustee Elliott & Atty. Nesbitt, he was adamant that temperature was what it was supposed to be.....Corky's fault...pumped sludge....pump out too much lowers temperature. Harold had indicated - they had pumped too much out and not enough in there. Asked Dennis, too much water reason it won't heat..wtr./mix shld. be the same - even.

The Mayor described his trip to S. Plnt. wth. H. Kruger. He has 'them' turn mixer off every day; mechanical problems if mixture not even - 68% per D. Means - exchanger heats liq. (water) - not the solids. Trustee Elliott sd. that 'lumps' were seen floating in settling tanks. Never transfer per D. Means. Extremely unusual to transfer back to settling tanks; shld. be kept out of system.....it's anerobic - shld. aierobic - throws out of balance. No sludge removed since January. Nothing to transfer - he's sending through system again...disc. on allowing H. Kruger's atty. present - personnel problem not an attorney's problem - Bd. agreed shld. not be allowed....no outside person other than Engineer D. Means.....uneasiness of disciplinary action...Trustee Elliott sd. D. Means knows the plant, suggesting that Bd. utilize

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Exec.Sess. #1--2

D. Means' services.....disc. on independent person/Atty. Nesbitt sd. that engineer named "MacNeil" good in this field....wld. mke. contact wth. him. Trustee Frontuto asked if H. Kruger had complied wth. reqs./Trustee Elliott sd. that he had given him unsatisfactory answers. Disc. discontinued.

At 7:35 p.m., Trustee Elliott motioned that Bd. emerge frm. Exec. Sess./re-convene reg. Bd. mtg.; Trustee Gilmore seconded. Voting "aye" were Trustees Elliott, Gilmore, Vrabel & Frontuto. Carried.

Bd. to meet wth. H. Kruger later in mtg. in Exec. Sess.

Ethel B. Johnson, Clk.

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8/3/71  
7:00 p.m. *W. W. W.*

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Trustee Frontuto sd. she had nothing to rpt. on fence/St. Anne's prep. problem. Re perpetual care on an urn/1962, researching one. Personnel - Tom Cooper, C&P employee - 19 wks., ld. off 7/20/87; to be reinstated middle of Sept. C&P employee Dan Herman leaving 7/24/87 - CLK. req. to post for laborer's position. C&P Supt. R. Weaver, requesting to attend school in Fall; Landscape Construction & Entomology - Stdy. of Insects - Trustee Frontuto motioned Bd. approval; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore, Elliott & Vrubel. Carried.

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Mrs. Frontuto spoke of damage to tree in frnt. of Library by Ruby-Gordon Furn. trk./tree removed; R. Weaver did work-up on cost of sd. tree, value of which is \$300. Trustee Frontuto suggested trying to recoup cost and so moved; Trustee Gilmore seconded. Voting "aye" were Trustees Frontuto, Gilmore, Elliott & Vrabel. Carried. Atty. J. Nesbitt to send ltr. Proposed Tree Guidelines, as prepared by Supt. Weaver, disc. by Bd. Disc. on 'language' - Mayor asked that same be re-worked - wld. like to see some clarification in Nos. 1 & 2. Re communication, dated 7/17/87, frm. Town Councilman D. Sinclair req. placement on Bd. Agenda re burials in Soldiers' & Sailors' plot, Mrs. Frontuto sd. she thought this a conflict of interest; Bd. agreed.

Re Youth & Senior Citizens, Mrs. Frontuto sd. she had nothing to rpt. Re Special Events, Trustee Frontuto sd. communic. rec'd frm. Hill Cumorah rep. re presentation of Talent Show in Vill. Bk. on 7/30/87 (changed to 7/29/87 by phone call on 7/20/87); Trustee Frontuto so motioned, seconded by Trustee Vrabel. Voting "aye" were Trustees Frontuto, Vrabel, Gilmore & Elliott. Carried. Clk. to respond.

Trustee Vrabel motioned that Bd. approve hiring former JPTA Wkr., Marlene Herman, as office aide/six hrs. per wk. @ \$4.00 p.h.; Trustee Gilmore seconded. Voting "aye" were Trustees Vrabel, Gilmore & Frontuto; voting "nay" was Trustee Elliott. Carried by majority. Length of time disc., Trustee Vrabel added to motion "9/1/87"; Trustee Gilmore seconded amendment. Voting "aye" were Trustees Vrabel, Gilmore & Frontuto. Trustee Elliott voted "nay"; carried by majority.

Trustee Gilmore sd., re resurfacing Stafford St., placing oil & stone this yr. - normal process. Trustee Gilmore reiterated/ re-motioned bid award of 7/6/87 of H-wy. dump trk., Vill. Atty. having reviewed; **Genesee Ford**, in conjunction wth. **Ottco**, in amt. of \$20,242.00; Mayor Strong & Trustee Frontuto seconded - voting "aye" were Trustees Gilmore, Frontuto, Elliott & Vrabel. Carried. Trustee Gilmore motioned that Vill. expend up to \$4,000. frm. Cap. Res. for roof repair @ Firehse. Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott, Frontuto & Vrabel. Carried. Perm. Ref. needed. Trustee Gilmore sd. investigation to be conducted re new ambulance, reading ltr. frm. Fire Chf. & signed by Fire Commissioners. Proced. explained/motioned by Trustee Gilmore - Vill. sign title over to Fire Dept. - assign bk. again when new one purchased. Trustee Elliott seconded. Voting "aye" were Trustees Gilmore, Elliott, Vrabel & Frontuto. Carried.

Mayor Strong sd. criticism rec'd in State Audit re manner in which Vill. obtains gas & oil; Vill. shld. rec. quotes - Mayor to refer materials to Trustee Gilmore. Mayor sd. req. mde. to Vill. Treas. to print out ea. mo. budgets for Trustees-in-Chrg./lv. on 'Board table'; year-to-day & mo. - income & expenses; in this

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namer Bd. can ask questions. Mayor sd. P.D. mde. numerous arrests - behind on paperwork. Chf. bk. frm. vacation.

Bd. invited by Hormon's to reception @ Hill Cumorah on 7/24/87; Trustee Frontuto to contact Tn. Supv., E. Wheeler, re Vill./Tn. representation - Mayor cannot attend.

Re Agenda Item "e"/New Business (subscription to American Business Yellow Pages @ \$98.00 pr.yr.), Bd. chose not to subscribe to same.

Trustee Frontuto motioned that the Mayor be authorized to sign **Abstract #4**; and all Vouchers containing initials of at least three Trustees be approved for payment; Trustees Gilmore & Elliott seconded. Voting "aye" were Trustees Frontuto, Vrubel, Gilmore & Elliott. Carried.

Trustee Frontuto motioned that Mayor and Trustee Elliott be authorized to sign form rec'd frm. **HUD/\$30,000., Payment #1**, re Sewer Pint. Proj. Trustees Vrubel & Gilmore seconded. Voting "aye" were Trustees Frontuto, Vrubel, Gilmore & Elliott. Carried.

Miscellaneous - Status of Union Contract disc. briefly/awaiting Contract frm. Patrolman P. Coleman; Trustee Frontuto sd. she wld. like to thank C-J Editor, C. Lyons, re his editorial in prior wk.'s paper; ck. wth. Atty. Mesbitt re Treas. changing rms. wth. Town Ct.; Trustee Frontuto sd. family on Main St. have pit bull dog - ck. wth. Atty. Mesbitt re local legislation in relation to sd. breed of dogs; balance of monies due PVA disc. briefly; announcement mde. re happening of Council on the Arts in Newark, 7/26/87 frm. 1-4 p.m.; **Super Collider** - Mayor sd. legislation in Albany to provide \$50 million to place in WVS; Mrs. Kay Fagner's req. to mke. time payments on two Cemetery plots disc. by Bd. - question Atty. Mesbitt re drawing up contract - must be pd. in total, in any event, before burial(s) permitted; communic. frm. State DOT re access to Newark Terminal - does not affect Vill., per Bd.; announcement. re Upstate NY Community Develop. Assoc. Conf., 9/13-16/87, @ Roaring Brk. Resort, Luzerne, N.Y. Mo tion by Bd.; announcement. mde. re Federal Emergency Management Agency.

At 8:25 p.m. Trustee Elliott motioned Exec. Sess., to include Bd. & Clk. for disc. of appointmnt. to ZBA Bd.; Trustee Frontuto seconded. Bd. re-convened @ 8:35 p.m. wth. above persons present on a motion by Trustee Elliott, seconded by Trustee Vrubel. Voting "aye" were Trustees Elliott, Frontuto, Vrubel & Gilmore. Carried. Immediately following, Trustee Frontuto moved the appointmnt. of Mr. Abram Cleason as alternate ZBA member for a term ending 3/31/88; Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott & Vrubel. Trustee Gilmore abstained. Carried by majority.

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Trustee Frontuto, having revamped Proposed Tree Guidelines to make acceptable to Bd., read changes/Bd. accepted following which Mr. Frontuto motioned Bd. adoption; Trustee Vrubel seconded. Voting "aye" were Trustees Frontuto, Vrubel, Elliott & Gilmore. Carried. (Clk. to place in Village Policy Manual)

At 8:40 p.m. Trustee Frontuto motioned Exec. Sess. for personnel & legal reasons to include Bd., WSW Supt., H. Kruger & Clerk. Trustee Elliott seconded. Voting "aye" were Trustees Frontuto, Elliott, Vrubel & Gilmore. Carried.

Bd. emerged from Exec. Sess. @ 10:10 p.m. upon motion by Trustee Elliott; Trustees Frontuto & Vrubel seconded. Voting "aye" were Trustees Elliott, Frontuto, Vrubel & Gilmore. Carried.

Immediately following last Exec. Sess., Trustee Gilmore motioned Bd. adjournment; Trustee Vrubel seconded. Voting "aye" were Trustees Gilmore, Vrubel, Elliott & Frontuto. Carried.

(The next regular Village Board Mtg. scheduled for 8/3/87).

Ethel B. Johnson; Clk.

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