

VILLAGE BOARD MEETING
JUNE 14, 2011

RESOLUTION # 35-11
RESOLUTION TO ENACT LOCAL LAW #01-2011
AMENDMENT TO CHAPTER 135 – SOLID WASTE

WHEREAS: A public hearing was held the 14th day of June, 2011 by the Board of Trustees of the Village of Newark Valley, notice of which was given as required by the Municipal Home Rule Law, the Open Meetings Law, and the Village Law of the State of New York; and

WHEREAS: At said public hearing the Board of Trustees considered the enactment of Proposed Local Law No. 01-2011, entitled A LOCAL LAW TO AMEND THE VILLAGE OF NEWARK VALLEY CODE, CHAPTER 135 SOLID WASTE; and

WHEREAS: All interested persons were given an opportunity to be heard with respect to the enactment of said local law, now therefore be it;

RESOLVED: That proposed Local Law No. 01-2011, to amend Chapter 135, (Solid Waste of the Newark Valley Village Code) be enacted with a motion.

MOTION: Carlin SECOND: Inderwies

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tomatore Y

VILLAGE BOARD MEETING
JUNE 14, 2011

RESOLUTION # 36-11
INCREASES IN SOLID WASTE

WHEREAS: The Board of Trustees has reviewed the budget and it has shown a deficit in the Solid Waste Fund, now therefore be it

RESOLVED: That effective September 2011, there will no longer be a capital charge, but that charge will be placed with the regular service charges, also be it

RESOLVED: That the Solid Waste quarterly billing, with combining of the capital charge will be increased as follows:

\$50.00	2 garbage cans per week
\$40.00	Senior rate
\$119.00	Commercial – Dumpster

and be it further;

RESOLVED: That the price (\$3.50) of tags (1 Per can) will remain the same for additional garbage, and be it further

RESOLVED: That the price of tags for items too large for cans (ie: furniture, appliances, construction materials (no more than 50 lbs or equivalent to 3-32 gal cans), carpet larger than 4' – rolled and tied, etc.) be \$5.00 each item.

MOTION Carlin

SECOND Inderwies

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

VILLAGE BOARD MEETING

June 14, 2011

RESOLUTION # 37-11

PAYMENT FOR USE, TEMPORARY EASEMENT, AND PERMINATE EASEMENT – EVANS LANDS

WHEREAS: The Village of Newark Valley has undertaken water system improvements, including but not limited to the replacement of the water tank, and the necessary lines running thereto.

WHEREAS: In order to effectuate the changes the Village, its agents, employees, contractors, and subcontractors needed access to and over the lands of Scott Evans, commonly known as State Route 38, Newark Valley, tax map number 64.00-2-13; Main Street, Newark Valley, NY and also designated as tax map number 75.07-1-34.10.

WHEREAS: There is coming to question the nature and extent of existing easements that the Village has over said land of Evans; and

WHEREAS: The Village and Scott Evans have come to a resolution as to the value of such use and easements; and

WHEREAS: Hunt Engineering, on behalf of the Village of Newark Valley needs to make a payment application to the United States Department of Agriculture.

NOW on motion by Inderwies seconded by Blee, it is hereby

RESOLVED: That the Village authorizes its engineers to submit a request for payment not to exceed the sum of Twenty-Four Thousand One Hundred and Sixty Dollars (\$24,160) to the USDA provided that Scott Evans signs all the appropriate documents necessary to effect resolution of this matter; and it is further hereby,

RESOLVED: That such payment shall be made upon the approval of the USDA, and signature of all necessary documents by Scott Evans.

ROLL CALL:

Inderwies Y Carlin Y Blee Y Tornatore Y

VILLAGE BOARD MEETING
JUNE 14, 2011

RESOLUTION # 38-11
APPROVING SUMMER RECREATION EMPLOYEES

RESOLVED: That the following personnel are approved for the Joint Youth Program at the salaries set in the 2011 Youth Budget approved by the Joint municipalities:

Director	Jacia Weiss Donnelly
Arts-n-Crafts Coordinator	Patricia Peterson
Lg. Gym Coordinator	Kyle Schiess
Assistant Director	Jessica Head
Counselor	Trevor Schiess
Counselor WSI	Troy Schiess
Counselor WSI	Nicholas Edington
Counselor	Shayne Ferguson
Counselor	Brennan Legge
Nurse	Kathy Donnelly

MOTION Blee

SECOND Carlin

ROLL CALL:

Blee Y Carlin Y Inderwies Y Tornatore Y

VILLAGE BOARD MEETING
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RESOLUTION # 39-11
TRANSFER OF YOUTH GRANT FUNDS

WHEREAS: The Community Foundation for the Twin Tiers from the Floyd Hooker Foundation fund has given the Newark Valley Joint Summer Recreation Program a grant in the amount of \$1,000 for hiring an American Red Cross water safety instructor and monies have been placed in the Revenue account J2705; and

WHEREAS: The Joint Youth Board has authorized transfer of funds to Recreation Program Costs and Personal Services; now therefore be it

RESOLVED: That the Clerk/Treasurer is authorized to increase the revenues, J2705 in the amount of \$1,000, and appropriations, J7320.400 in the amount of \$255, and appropriations, J7320.100 in the amount of \$703.25.

MOTION: Carlin SECOND: Inderwies

ROLL CALL:

Blee y Carlin y Inderwies y Tornatore y

RESOLUTION # 40-11
TRANSFER OF FUNDS

RESOLVED: That the Clerk/Treasurer is directed to transfer the amount of \$2,500.00 from Contingency F1990.400 account to F.8340.430 to cover cost of leak detection.

MOTION: Blee SECOND: Carlin

ROLL CALL:

Blee y Carlin y Inderwies y Tornatore y

VILLAGE BOARD MEETING
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RESOLUTION # 41-11
APPOINTMENT OF VILLAGE BOARD TRUSTEE

WHEREAS: The Village of Newark Valley has received the resignation of Lori DeHaas as Trustee of the Village Board, now therefore be it

RESOLVED: That Tom Canfield be appointed as Trustee to the Village Board of Newark Valley with term to expire March 2012.

MOTION: Blee SECOND: Carlin

ROLL CALL:

Blee 2/ Carlin 2/ Inderwies 2/ Tornatore 2/

VILLAGE BOARD MEETING
June 14, 2011

RESOLUTION # 42-11
ALLOW USE OF DRIVE OVER PROPERTY OF THE VILLAGE ON SILK STREET

WHEREAS: Tim Lawton of Lawton's Jersey Farm has leased land off of Silk Street belonging to Richard and Bonnie Mider; and

WHEREAS: The portion of land leased is between Owego Creek and the Spring Brook; and

WHEREAS: There is no reasonable access to the land except over lands of the Village where there already exists an access drive to the Mider premises; and

WHEREAS: It would not only be beneficial to Lawton, but also to the benefit of the community in large to allow a license to Tim Lawton to use the existing drive, upon conditions as set by the Village from time-to-time.

NOW on motion by Blee, seconded by Carlin, it is hereby

RESOLVED: That the Village hereby grants to Tim Lawton the license to use the existing drive on the Village's land on Silk Street to access the lands that he has leased from the Miders under conditions as set by the Village from time-to-time, including but not limited to:

1. Lawton shall execute a hold harmless agreement;
2. Lawton shall solely be responsible for maintaining the drive; and,
3. Lawton shall maintain/replace the gate that accesses the drive.

ROLL CALL:

Inderwies Y Carlin Y Blee Y Tornatore Y