

SPECIAL MEETING AGENDA
DOLGEVILLE VILLAGE BOARD OF TRUSTEES
NOVEMBER 2, 2011
4:00 P.M.

1. Call to order. Pledge of Allegiance
2. I & I Upgrade – RFP
3. Kinship Lease
4. Litigation
5. Adjournment

SPECIAL MEETING
DOLGEVILLE VILLAGE BOARD OF TRUSTEES
NOVEMBER 2, 2011

PRESENT:

MAYOR: Bruce T. Lyon
TRUSTEES: Barbara Boucher
Larry J. Brandow
Donna L. Loucks
Robert Maxwell

ATTORNEY: Norman Mastromoro

RECORDING SECRETARY:

Tammy L. Chmielewski

ATTENDED:

Mayor Bruce T. Lyon called this Special Meeting of the Dolgeville Village Board of Trustees to order at 4:00 p.m. at Village Hall. The Pledge of Allegiance was said.

***I & I Upgrade – RFP
Proposal – C.T. Male***

Village Attorney summarized Village options re: RFP process, general bidding option or negotiate with C.T. Male on their proposal. The Village has all of these options due to the project being for “services”. Construction portion of the project would go out for bidding.

Trustee Brandow has concerns because we still don’t have hard numbers for all projects as of last month.

The Village received C.T. Male proposal at the September 19, 2011 regular board meeting. Alex was available for questions then and at the October 17, 2011 regular meeting.

Trustee Boucher is concerned with cost overruns, milestones and projected completion date. Village will require reports based on % of completion at 20, 40, 60, 80 and 100 percent milestones.

Village will request a counterproposal of 7% of the total project for engineering services in the amount of \$ 130,841.00 and a construction budget of \$ 1,869,159.00 total project not to exceed \$ 2 million dollars.

***Engineering Services
NYSEFC CWSRF
Project # C6-6000-02-00
Resolution # 107-2011***

By Trustee Maxwell

Motion authorizing a counter proposal to C.T. Male Associates, P.C. in the amount of \$ 130,841.00 a maximum fee for engineering services per proposal scope of work and schedule of fees letter dated September 12, 2011 for NYSEFC CWSRF Project No. C6-6000-02-00 for I & I Correction, Sewer Replacement & STP Modifications approved June 13, 2011. Sec. Trustee Boucher. Ayes all.

AYES: Trustees Boucher, Brandow, Loucks, Maxwell
NAYS: None
ADOPTED – November 2, 2011

***Kinship Properties, Inc.
Lease Agreement
Resolution # 108-2011***

By Trustee Loucks

Motion authorizing Mayor Bruce T. Lyon to sign a one (1) year amended lease agreement with Kinship Properties with a 3% increase from November 1, 2011 – October 31, 2012. Sec. Trustee Boucher. Ayes all.

AYES: Trustees Boucher, Brandow, Loucks, Maxwell
NAYS: None
ADOPTED – November 2, 2011

In September 2012 both parties will reopen negotiations.

Exfiltration Problem

Village has an emergency exfiltration problem (sewage) on the main sanitary sewer line (12) inch pipe corner of Elm Street and Main Street. D.E.C. notified and meeting set up. Sewage has been contained and is being pumped back into collection system at manhole 12. Shamrock Services was contacted for estimates and the amount is \$ 18,000. John contacted another service and is waiting for an estimate.

***Exfiltration Problem
Resolution # 108A-2011***

By Trustee Boucher

Motion authorizing Shamrock Services to move forward and repair the emergency exfiltration problem at a cost not to exceed \$ 18,000.00 per their estimate. Sec. Trustee Maxwell. Ayes - Trustees Boucher, Loucks, Maxwell. Nays – Trustee Brandow – wanted more estimates.

AYES: Trustees Boucher, Loucks, Maxwell
NAYS: Trustee Brandow
ADOPTED – November 2, 2011

John Houle to fill out Purchase Order as required.

***Village Tax Levies
To Fulton County
Resolution # 109 -2011***

The following resolution was offered by Trustee Loucks and sec. by Trustee Maxwell. Ayes all.

WHEREAS, members of the Village Board of Trustees of the Village of Dolgeville, New York, have compared the foregoing statement of unpaid taxes for the year 2011, and find the same to be true and correct.

WHEREAS, the amount of \$ 5,286.50 be re-levied to Fulton County as submitted, and

THEREFORE, further be it resolved that the report of Tammy L. Chmielewski, Collector for the Village of Dolgeville, New York, for the year 2011, be approved and the unpaid list be turned over to the County Treasurer for Collection.

AYES: Trustees Boucher, Brandow, Loucks, Maxwell

NAYS: None

ADOPTED – November 2, 2011

***Village Tax Levies
To Herkimer County
Resolution # 110-2011***

The following resolution was offered by Trustee Loucks and sec. by Trustee Maxwell. Ayes all

WHEREAS, members of the Village Board of Trustees of the Village of Dolgeville, New York, have compared the foregoing statement of unpaid taxes for the year 2011, and find the same to be true and correct.

WHEREAS, the amount of \$ 79,503.93 be re-levied to Herkimer County as submitted, and

THEREFORE, further be it resolved that the report of Tammy L. Chmielewski, Collector for the Village of Dolgeville, New York, for the year 2011, be approved and the unpaid list be turned over to the County Treasurer for Collection.

AYES: Trustees Boucher, Brandow, Loucks, Maxwell

NAYS: None

ADOPTED – November 2, 2011

Executive Session

By Trustee Boucher

Motion to enter executive session at 5:03 p.m. to discuss litigation. Sec. Trustee Maxwell. Ayes all.

By Trustee Loucks

Motion to adjourn executive session at 5:23 p.m. and reconvene special meeting. Sec. Trustee Maxwell. Ayes all.

***Rights Settlement Agreement
Resolution # 111-2011***

By Trustee Maxwell

Motion authorizing Mayor Bruce T. Lyon to execute settlement agreement with the New York State Division of Human Rights Case No. 10145107 and United States Equal Employment Opportunity Commission, EEOC Case number 16GB100618 as presented and dated 10/28/11. Sec. Trustee Loucks. Ayes all.

AYES: Trustees Boucher, Brandow, Loucks, Maxwell

NAYS: None

ADOPTED – November 2, 2011

Village will pay a \$ 10,000.00 deductible to NYMIR regarding this case.

RESTORE Update

Mayor Lyon called Brendan Healey requesting update and to see when the Village can expect Scott Renzi's inspection punch list.

Village Attorney did not hear from owners of 48 North Main Street regarding agreement and interest payment. Board requesting attorney send a follow up letter.

Future Meetings

Regular Meeting November 21, 2011 @ 6:00 p.m. at Village Hall.

Adjournment

By Trustee Maxwell

Motion to adjourn special meeting at 5:35 p.m. Sec. Trustee Boucher. Ayes all.

_____ Mayor

_____ Village Clerk