

**Village of Tupper Lake**  
**Board of Trustees**  
**Minutes**

Date: Tuesday, April 16, 2012  
Location: Board Room  
Meeting: Pubic Hearing & Regular Monthly 6:00-8:05 PM

At the Public Hearing of the Board of Trustees held this date, the following were present: Mayor Paul A. Maroun, Trustees Leon LeBlanc, Thomas Snyder, Charles Perham, Richard Donah and Village Clerk/Treasurer Mary A. Casagrain.

Also present were Philip Smith with Avalon Associates, Code Enforcement Officer Peter Edwards, Water/Wastewater Superintendent Mark Robillard, Electric Superintendent John Bouck, Department of Public Works Michael Sparks, Police Chief Thomas Fee, Fire Chief Mark Picerno, and News Reporters Dan McClelland, Andy Flynn and Jessica Collier.

Call Public Hearing

To Order:

2<sup>nd</sup> Hearing for 2012 NYS

Consolidated Funding

Application

Mayor Maroun called the Public Hearing to order for the purpose of hearing the public's comments concerning local housing needs and consider applications for the 2012 NYS Consolidated Funding Application process.

Mr. Philip Smith with Avalon Associates gave a broad overview of the (CFA) Consolidated Funding Application process and that we expect to hear the first part of May when the applications are due.

Mr. Philip Smith stated after meeting with Rob Brooks earlier in the month that he suggested that the Village and Town co-apply for the CDBG in the amount of \$400,000 and have the Village and Town each apply for the HOME. This may give us an advantage to have two separate applications.

Close Public Hearing Mayor Maroun called the Public Hearing to close at 6:20 pm after there were no further comments.

Pledge

Pledge of allegiance to the flag and a moment of silence and pray for the safe return of missing teen Collin Gillis.

Call Regular Meeting

To Order

Mayor Maroun called the Regular Meeting to order and established the agenda at 6:15 pm.

Mayor's Announcements

& Misc.:

Authorization for 2012

Funding in the Consolidated

Funding Application

Process

Motion by Trustee LeBlanc, seconded by Trustee Snyder to authorize submission of a 2012 application for the Consolidated Funding Application Process as follows:

**RESOLUTION**  
**AUTHORIZING SUBMISSION OF AN APPLICATION FOR**  
**2012 FUNDING IN THE CONSOLIDATED FUNDING APPLICATION PROCESS**

**WHEREAS**, federal and state grants are available under the Consolidated Funding Application process to support local community development activities which are undertaken by eligible municipalities;

**WHEREAS**, the Village of Tupper Lake is eligible to apply for such funding in the 2012 application round; and

**WHEREAS**, the Board of Trustees has determined that such funding should be used to support a housing rehabilitation program throughout the village;

**WHEREAS**, this proposal has been considered at two public hearings conducted by the Village Board on March 19 and April 16, 2012; now

**BE IT RESOLVED**, the Mayor is authorized to sign and submit one or more applications for consideration in the 2012 Consolidated Funding Application process; and

**BE IT FURTHER RESOLVED**, the Mayor is authorized to sign all agreements, certifications and other documents required to complete the application and to accept a grant and administer the programs that are proposed for this funding.

(Carried 5-0)

Domain Name Request

tupperlakeny.gov Motion by Trustee Donah, seconded by Trustee Snyder to formally request the domain name of tupperlakeny.gov for the purpose of an official website for the Village and Town of Tupper Lake to GOV Domain Registration. (Carried 5-0)

Woodland Apartments  
PILOT Extension &  
Modification

Motion by Trustee Snyder, seconded by Trustee Donah to formally acknowledge receipt of an executed PILOT Extension and Modification Agreement for the Woodland Apartments. (Carried 5-0)

Adirondack Regional  
Airport Delegate

It was noted that Trustee Charles Perham would serve as the Village of Tupper Lake's designated delegate for all future public meetings regarding the future of the Adirondack Regional Airport planning committee, Mayor Paul Maroun would be an alternate.

K of C Annual Auction  
May 20, 2012

It was noted that the Knights of Columbus Council would be seeking donations for their annual auction to be held May 20, 2012.

Mercy Care for the  
Adirondacks

Mercy Care for the Adirondacks has invited the community to participate in a special community intergenerational event to be hosted by The Wild Center for May 23, 2012 from 3:00 – 5:00 pm, slide show, complimentary admission and light refreshments, RSVP.

Raquette River Blueway  
Corridor Networking  
Meeting

It was noted that the Annual Networking meeting of the Raquette River Blueway Corridor will be held May 14, 2012 from 10:00 am to 4:00 pm at The Wild Center if anyone is interested in attending, RSVP.

Revitalization Projects  
Status Update

April 2012

Trustee Donah presented the board with the Tupper Lake Revitalization Project Status Update for April 2012.

Approve Minutes

Motion by Trustee Snyder, seconded by Trustee Perham to approve the Board Minutes for March 19 & 27, 2012 and April 12, 2012 respectively. (Carried 5-0)

Fire:  
Accept March's  
Report

Motion by Trustee Donah, seconded by Trustee Snyder to approve the March 2012 Monthly Report. (Carried 5-0)

Rural Fire Prevention	It was noted by the Fire Chief Mark Picerno that the Rural Fire Prevention has us on high alert due to the dry conditions and the burn ban is in effect until May 14, 2012 by the DEC.
April 5, 2012 Annual Meeting	It was noted that the TL Fire Department hosted their Annual Meeting on April 5, 2012 and the same officers were re-elected.
Approve Annual 2011-12 Report & Officers	Motion by Trustee Donah, seconded by Trustee Snyder to formally approve the TL Fire Department 2011-12 Annual Report and formally accept re-elected officers who served last year. (Carried 5-0)
Fire Fighter 1 Schooling	Fire Chief Mark Picerno advised the board that one member of the department has graduated from Fire Fighter 1 and 5 additional members will be attending the schooling in Blue Mtn. and Long Lake in the coming weeks.
Code Enforcement: Accept March Report	Motion by Trustee LeBlanc, seconded by Trustee Snyder to approve the March 2012 Monthly. (Carried 5-0)
36 Front Street Abandoned Property	Code Enforcement Officer advised that he is working closely with Franklin County to foreclose on the property. It has become the a meeting place for local teens and it is unsafe and dangerous and parents should check up on their kids to ensure they are not going into the structure.
Junk/Abandoned Vehicle Removal	Now that Spring is here if any locals need assistance in finding a hauler of unwanted vehicles on their property to please contact the Code Enforcement Officers for more information, fourteen (14) have been removed in recent weeks.
5 <sup>th</sup> Annual NYS Snowmobilers Assoc. Meeting	Code Enforcement Officer Peter Edwards advised that on April 1, 2012 he attended the 5 <sup>th</sup> Annual NYS Snowmobilers Association Meeting and there are mass amounts of funding available for trail development and the local club will update the Village and Town Boards as monies are released.
Former Boston Gardens Property	Code Enforcement Officer Peter Edwards advised that the new owner of the former Boston Garden's property on Park Street who lives in Saranac Lake has plans to start work on the structure and a follow-up letter will be sent out to him requesting on site inspection during the process.
Lake Street Property Update	Code Enforcement Officer Peter Edwards advised that the owners of the burned out structure located on Lake Street has cleaned the inside of the basement and are working on a railing system and landscaping.
Police: Accept March's Report	Motion by Trustee Snyder, seconded by Trustee Donah to approve the March 2012 monthly report. (Carried 5-0)
LS3000 Live Scan System Donation	Motion by Trustee Snyder, seconded by Trustee Donah for formally accept the donation of a LS3000 Live Scan System from NYS Division of Criminal Justice Services (DCJS) which provided grant funds through the Northern Border grant program. (Carried 5-0)

DPW:  
Mini-Excavator  
Bid Results It was noted that we received the bids earlier today for the purchase of a new or used mini-excavator and that after they are reviewed a recommendation would follow.

Street Clean-up  
Progress Department of Public Works Superintendent Michael Sparks advised that each street has been power broomed and last week his department reclaimed a portion of the sand pit and they saved some black dirt. This week they are working with the Water/Wastewater Department to install a floor drain in the Municipal Garage to separate grease and water.

Replacement Vehicle  
Search Department of Public Works Superintendent Michael Sparks advised that the vehicle he looked at in Vermont earlier today was no good but he will keep looking.

Motion by Trustee Donah, seconded by Trustee Snyder to accept the Department of Public Works report for March 2012.  
(Carried 5-0)

Water/Wastewater:  
NNY Water Works  
Conference Motion by Trustee Snyder, seconded by Trustee LeBlanc to authorize three (3) members to attend the Spring Northern New York Water Works Conference Meeting in Potsdam on May 2, 2012. (Carried 5-0)

Outstanding W/WW  
Village User Rents Water/Wastewater Superintendent Mark Robillard advised that Village Water & Sewer users that have any unpaid outstanding balances as of April 30, 2012 will be turned over to Franklin County and levied to their 2012 Village of Tupper Lake tax bills.

Used Single Axle  
Dump Truck Bid  
Results Water/Wastewater Superintendent Mark Robillard advised we received the bids earlier today for the purchase of a used single axle dump truck and they are reviewed a recommendation would follow.

Electric:  
Electric Curtailment There will be no reduction in firm hydro energy sales for the period May 1-31, 2012.

Electric Disconnects  
Are due April 24<sup>th</sup> Electric Superintendent John Bouck advised that anyone who received an electric disconnect are encouraged to get in here to set up payment arrangements as soon as possible.

Treasurer:  
Approve Warrant Motion by Trustee Snyder, seconded by Trustee Perham to approve the warrant in the amount of \$221,234.23 for payment of the bills for April 16, 2012 and approve the abstract of audited vouchers for the month of March 2012. (Carried 5-0)

Review Cash  
Position Review the monthly cash position for March 31, 2012.

Budget Transfers  
General Fund Motion by Trustee Snyder, seconded by Trustee Perham to approve the following budget transfers totaling \$169,653.00:

**Misc. Budget Transfers April 16, 2012 General Fund**

A1420.100 Law Personal Services	+4,000.00
A1420.400 Law Contractual Expenses	+3,000.00
A1930.400 Special Items Judgments & Claims	+51,073.00
A3120.100 Police Personal Services Reg.	-61,000.00
A3120.120 Police Personal Service OT	+28,300.00
A3120.130 Police Personal Service Holiday	-8,000.00

A3121.100 Police Dispatcher Personal Services	+8,000.00
A3120.200 Police Equipment	+3,200.00
A3120.400 Police Insurance	-3,200.00
A3120.450 Police Clothing Allowance	+2,000.00
A3120.451 Police Car Repairs/Upkeep	+3,000.00
A3120.453 Police Training In-Service	-2,300.00
A3120.454 Police Fuel	-6,000.00
A3120.490 Police Updates	-1,000.00
A3320.400 On-Street Parking Cont. Exp.	-1,000.00
A3620.400 Safety Inspection Pers. Services Regular	+2,000.00
A4010.100 Public Health Contractual Exp.	-200.00
A5110.120 Street Maintenance Personal Services OT	-3,000.00
A5110.200 Street Maintenance Equipment	+500.00
A5110.400 Street Maintenance Insurance	-500.00
A5110.450 Street Maintenance Street Work	-5,000.00
A5110.460 Street Maintenance/Misc.	+8,000.00
A5110.470 Street Maintenance Equipment Repair	+4,000.00
A5142.100 Snow Removal Personal Service Reg.	+1,000.00
A5142.100 Snow Removal Personal Service OT	-4,000.00
A5142.200 Snow Removal Equipment	+4,000.00
A5142.400 Snow Removal Contractual Expenses	-1,000.00
A5182.400 Street Lighting Contractual Expenses	+8,000.00
A6410.400 Publicity Contractual Expenses	+3,200.00
A7140.100 Playgrounds Personal Services Reg.	-1,000.00
A7140.200 Playgrounds Equipment	-3,500.00
A7140.400 Playgrounds Contractual Expenses	+10,000.00
A8010.100 Zoning Personal Services	+850.00
A8010.400 Zoning Contractual Expenses	-200.00
A8140.400 Sanitation Administration Cont. Expenses	-3,000.00
A8160.120 Refuse Collection Personal Service OT	-500.00
A8160.400 Refuse Contractual Expenses	-1,000.00
A9010.800 NYS Retirement	-20,550.00
A9015.800 Fire/Police Retirement	-7,073.00
A9030.800 Social Security	-900.00
A9040.800 Worker's Compensation	-5,200.00
A9050.800 Unemployment Insurance	-5,000.00
A3410.100 Fire Personal Services Reg.	-6,000.00
A3410.110 Fire Relief Drivers	+2,000.00
A3410.120 Fire Personal Services Reg.	+1,000.00
A3410.200 Fire Safety Supplies	-400.00
A3410.201 Fire Safety Gear	-1,830.00
A3410.210 Fire Air Tanks	-6,000.00
A3410.220 Fire Gloves/Vests	-5,000.00
A3410.240 Fire Bldg. Repairs	+1,500.00
A3410.260 Fire Investigation	-600.00
A3410.270 Fire Comm. Radio	-3,300.00
A3410.271 Fire Radio	+3,300.00
A3410.400 Fire Insurance	-1,250.00
A3410.410 Fire Fuel	+3,000.00
A3410.430 Fire Electricity	+3,000.00
A3410.440 Fire Truck Repairs	+8,000.00
A3410.452 Fire Training	-900.00
A3410.460 Fire Engineering Fees	+1,930.00
A3410.480 Fire Airpack Update	+1,800.00
A3410.490 Fire Clothing Allowance	<u>-250.00</u>
Total Budget Transfers	\$169,653.00

(Carried 5-0)

**Budget Work**

**Sessions Scheduled** Motion by Trustee Snyder, seconded by Trustee Perham to establish a Special Meeting for Wednesday, April 18, 2012 to conduct budget work sessions beginning at 9:00 am. (Carried 5-0)

**Special Meeting**

**Scheduled May 1, 12** Motion by Trustee Snyder, seconded by Trustee Perham to establish a Special Meeting for Tuesday, May 1, 2012 to adopt the Village of Tupper lake FY2012-13 Budget and approve the Village of Tupper Lake Water & Sewer Re-Levy. (Carried 5-0)

**Jessica Collier**

**Website** Adirondack Daily Enterprise reporter Jessica Collier asked for an update on our website development.

Trustee Donah stated they are working closely with the Town of Tupper Lake to get the website package purchased and implemented.

Andy Flynn 2%  
Override Hearing

Valley News reporter Andy Flynn asked if there were any questions asked at the 2% Override Hearing last week.

Mayor Maroun stated no from the public attended.

Enter Executive  
Session at 7:11 PM

Motion by Trustee Snyder, seconded by Trustee Donah to enter Executive Session at 7:11 PM to discuss Unit I's Collective Bargaining Agreement. (Carried 5-0)

Unit I Agreement

There was a brief discussion concerning the longevity and boot allowance language with the contract. No action was taken by the board at this time.

Out of Executive  
Session at 7:38 PM

Motion by Trustee LeBlanc, seconded by Trustee Perham to exit Executive Session at 7:38 pm. (Carried 5-0)

Opt Out MetLife  
457 (b) Deferred  
Compensation Plan

Motion by Trustee LeBlanc, seconded by Trustee Snyder to opt out of the MetLife 457 (b) Deferred Compensation Plan for our Village Employees participating. (Carried 5-0)

Adopt NYS Deferred  
Compensation Plan

Motion by Trustee LeBlanc, seconded by Trustee Snyder to adopt the NYS Deferred Compensation Plan with the following resolution:

Resolution # 041612

#### **Adoption of The State of New York Deferred Compensation Plan**

WHEREAS, the Village of Tupper Lake wishes to adopt the Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions (the "Plan") for voluntary participation of all eligible employees; and

WHEREAS, the Village of Tupper Lake is a local public employer eligible to adopt the Plan pursuant to Section 5 of the State Finance Law\* and

WHEREAS, the Village of Tupper Lake has reviewed the Plan established in accordance with Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law of the State of New York; and

WHEREAS, the purpose of the Plan is to encourage employees to make and continue careers with the Village of Tupper Lake by providing eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis and hereby provide for their retirement,

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\* A local public employer eligible to adopt the Plan pursuant to Section 5 of the State Finance Law includes: a county, city, town, village or other political subdivision as defined in Section 131 of the retirement and Social Security law or civil division of the State; a school district or other governmental entity operating a public school, college, or university; a public improvement or special district, a public authority, commission, or public benefit corporation; or any other public corporation, agency or instrumentality or unit of government which exercises governmental powers under the laws of the State.

NOW, THEREFORE, it is hereby:

RESOLVED, that the Village of Tupper Lake hereby adopts the Plan for the voluntary participation of all eligible employees; and it is further

RESOLVED, that the appropriate officials of the Village of Tupper Lake are hereby authorized to take such actions and enter such agreements as are required or necessary for the adoption, implementation, and maintenance of the Plan; and it is further

RESOLVED, that the Administrative Services Agency is hereby authorized to file copies of these resolutions and other required documents with the President of the State of New York Civil Service Commission.

Adopted the 16th day of May, 2012, at a meeting of the Village Board of Trustees.

I hereby certify that the Village of Tupper Lake is a local public employer within the meaning of Section 5 of the State Finance Law and that the adoption of the Plan has received all required approvals of any local governing body or officer and otherwise complies with local laws.

Village of Tupper Lake

By: \_\_\_\_\_  
Mary A. Casagrain  
Village Clerk/Treasurer

Adjournment

Motion by Trustee LeBlanc, seconded by Trustee Snyder to adjourn at 8:05 PM. (Carried 5-0)

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Mary A. Casagrain, Village Clerk/Treasurer