**REGULAR MEETING**

DECEMBER 10, 2012

# The Board of Trustees held the Regular Meeting of December 10, 2012 at

# the Village Municipal Building, 167 North Main Street, Liberty New York.

Mayor Winters opened the meeting with the Pledge of Allegiance.

**PRESENT:** Mayor Richard Winters, Trustee Corinne McGuire, Trustee Joan Stoddard and Trustee Luis Alvarez. Also Present: Langdon Chapman, Attorney for the Village and Judy Zurawski, Clerk/Treasurer.

**ABSENT:** Trustee Shirley Lindsley

**ALSO** David Ohman (Delaware Engineering), Police Chief Scott Kinne, Ronald

**PRESENT:**  Stabak, Police Detective Steven D’Agata, Nicole Rieber, Lina Abu-Khalil,

Daniel Ratner Sr., Henrich Strauch and Maurice Galant.

**APPROVAL** Motion by Trustee Stoddard, seconded by Trustee Alvarez and

**OF** unanimously carried approving the following minutes:

**MINUTES:**

PUBLIC HEARING – NOVEMBER 13, 2012 Re: 12 Lake Street

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried approving the following minutes:

REGULAR MEETING – NOVEMBER 13, 2012

**CORRES-** Mayor Winters said the Village has received the following correspondence

**PONDENCE**:and it is available in the Clerk’s Office:

INCOMING

* Agenda for Planning Board Meeting 12/13/12

OUTGOING

* Letter to Elected Officials 11/19/12
* Letter to T. Pellam Re: Stop Signs 11/21/12

**PUBLIC** Mayor Winters opened the meeting to comments from the Public.

**COMMENTS**:

Henrich Strauch – Liberty CDC

Henrich presented plans to the Board for the Skate Park. He said he will be reviewing the plans with Peter Parks this week and it will be presented to the Planning Board on Thursday, December 13th. He said the project is slated to begin in the Spring of 2013.

Henrich informed the Board that the Park will be managed by the Town of Liberty Parks and Recreation Department and we will need an Intermunicipal Agreement between the Town of Liberty and the Village of Liberty.

Mayor Winters told Henrich that in his discussions with Peter Parks they should make sure that the sewer infrastructure in the area is not covered.

The Board thanked him for the report and said they are happy that it is moving forwarded.

**ATTORNEY**  Langdon Chapman said that he would review some of the CDBG litigation

**COMMENTS:** with the Board in Executive Session.

**TREAS.** TREASURER’S REPORT FROM NOVEMBER 30, 2012

**REPORT:**

PRESENTATION FROM ANDREW ARIAS – COOPER, NIEMANN AND CO.

Andrew Arias of Cooper and Niemann discussed the audit of the 2011/12 fiscal year for the Village of Liberty and reported the following:

GENERAL FUND – Reported the Fund Balance for the fiscal year ending May 31, 2012 is $242,000, which is an increase of $203,000 from last year.

WATER FUND – Reported the Fund Balance for the fiscal year ending May 31, 2012 is $340,472 which is up $56,000 from last year.

SEWER FUND - Reported the Fund Balance for the fiscal year ending May 31, 2012 is $40,000 which is a decrease of $115,000 from last year.

SANITATION FUND – Reported the Fund Balance for the fiscal year ending May 31, 2012 is $114,000 and the Fund Balance decreased $86,000 from last year.

Andrew informed the Board that the Sanitation Budget has remained consistent with accurate budgeting. He said the General Budget Fund Balance is hard to predict due to the tax receivables.

He also stated there are long overdue loan balances in the Community Development Fund need to be addressed by the Board and they should take formal action to write off the loans considered uncollectable. He said these write-off’s will have no effect on governmental fund balances.

Treasurer Zurawski gave a written report to the Board which included the following:

* List of Current Taxes, which as of 11/30/2012 is $411,357.14 uncollected
* List of Delinquent Taxes, which as of 11/30/12 is $557,711.40
* Starting and Ending Central Check Numbers for November
* Starting November 2012 Central Check #8612
* The Court Revenue received from the Town of Liberty for October, which is $1170.00
* List of CDBG loans, the payment status of each one and recommendations.

Treasurer Zurawski also informed the Board that the budget year is half completed and there is a complete Budget in the Board packets for them to review.

**TABLED UPDATE ON RENOVAH HILL WATER TANK PROJECT – D. OHMAN/**

**BUSINESS: DELAWARE ENGINEERING:**

David Ohman of Delaware Engineering updated the Board and Public on the Water Tank Project:

* Received Letter of Conditions and are reviewing with USDA RD.
* Anticipate a Meeting with USDA George Popp within 2 weeks to go through the details contained in the Letter of Conditions
* Preliminary funding is as follows:
* $731,000 grant
* $289,000 loan – 38 years at 2%
* $11,000 local

**WWTP IMPROVMENTS PROJECT**

David Ohman reported on the following:

Oxidation Ditch – Emergency Repair Work – Phase 1 – Initial Work

* Work by TAM Enterprises and Ross Electric to remove two broken brush aerators, put in two new submersible mixers and appurtenances is now complete. Xylem supplied new submersible mixers.
* Reviewing invoices and paperwork received by Village from Ross Electric, Xylem and TAM Enterprises Inc.

Ross Electric

* Village has made payments to Ross Electric for three invoices in the sum of $21,498.47; $2,275 under the quoted price.
  + Final over/under change order to amend the final contract amount from $23,773.46 to $21,498.47 is now ready for execution.
  + Includes a deduction for Work Item 3 Furnish two, Install one MCC Bucket. Buckets which were previously available were no longer available so a new plan was developed with Ross to use breakers in conjunction with emergency power work.
  + Results in a contract price deduction of $2,275.
  + Recommend that Village resolve to authorize the Mayor to sign the final over/under Change Order No. 1 reflecting a contract credit of $2,275 for a final contract price for Ross Electric’s work equal to $21,498.47.
  + Delaware to complete change order execution and return a fully executed copy to the Village for their files.
  + **No more payments required to Ross Electric**.

**CONSIDER CHANGE ORDER NO. 1 – ROSS ELECTRIC WORK**

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried to authorize Mayor Winters to sign the final over/under Change Order No. 1 for Ross Electrics work on Phase 1 of the WWTP Improvement Project reflecting a contract credit of $2,275 for a final contract price for Ross Electric’s work equal to $21,498.47.

Xylem (Furnished the submersible mixers)

* + Xylem has submitted one (1) invoice in the sum of $53,700; $3,500 under the quoted price
  + Final over/under change order to amend the final contract amount from $57,200 to $53,700 ready for Village action.
  + Change Order includes a deduction for the expedited shipping which did not occur for a credit of $3,500 and a final contract price of $53,700.
  + Recommend that Village resolve to authorize the Mayor to sign the final over/under Change Order No.1 reflecting a contract credit of $3,500 for a final contract price for Xylem’s work equal to $53,700.
  + Delaware to complete change order execution and return a fully executed copy to the Village for their files.
  + **No more payments required to Xylem.**

**CONSIDER CHANGE ORDER NO. 1 – XYLEM**

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried to authorize Mayor Winters to sign the final over/under Change Order No. 1 for Xylem reflecting a contract credit of $3,500 for a final contract price for Xylem’s work equal to $53,700.

TAM Enterprises Inc.

* + TAM Enterprises Inc. has submitted five (5) invoices in the sum of $49,040.95 Final payment application and over/under change order to amend the final contract amount from $48,900 to $51,890.95 are being wrapped up now.
    - Final Over/Under Change Order No. 1 includes credits for handrail work which was not needed and for brush aerator scrap metal salvage, and a cost increase for added Ox Ditch 2 tank cleaning for a net added cost of $2,090.95. Results in a final contract price of $51,890.95.
    - Additional cost by TAM is more than offset by credits from Ross and Xylem.
    - With all change orders, planned final project cost of $139,096 and remains over $5,000 less than the $145,000 budgeted.
  + Recommend that Village resolve to authorize the Mayor to sign the final over/under Change Order No.1 reflecting a contract added cost of $2,090.95 for a final contract price for TAM’s work equal to $51,890.95
  + Delaware to complete change order execution and return a fully executed copy to the Village for their files.
  + **One final payment request equal to $2,850 is being finalized with TAM and will be sent to Judy once all items have been endorses and certified payroll arrives from TAM.**

**CONSIDER CHANGE ORDER NO. 1 – TAM ENTERPRISES INC.**

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried to authorize Mayor Winters to sign the final over/under Change Order No. 1 reflecting a contract added cost of $2,029.95 for a final contract price for TAM’s work equal to $51,890.95.

* It is anticipated that costs will be over $5,000 less than the planned $145,000budget – cost summary table attached.

Additional Emergency WWTP Work

Work by Ross Electric – Electrical Construction

* Ross has been on site over the past 2 – 3 weeks
* Installed new submersible mixer VFD for Ox Ditch 2 and alarm enclosure, ran new conduit and conductor from the Sludge Building to Mixer locations.
* Will disconnect the remaining brush aerator for Ox Ditch 2 and connect to mixer within the next two weeks (not done yet just in case emergency use of Oxidation Ditch No. 2 is required)

Work by TAM Enterprises – General Construction

* TAM received the stainless steel aeration piping and has been on-site to construct an enclosed tent for welding stainless steel pipe and starting to dry fit exterior air supply header piping.
* TAM received the submersible mixer and mast but will delay on installation until brush aerator is disconnected (not done yet just in case emergency use of Oxidation Ditch 2 is required)
* Equipment Items Estimated Date of Delivery to site
* **Anticipated completion date = mid-February 2013**

Near Term WWTP Improvements – Oxidation Ditch Aerator and Influent Screens

* Waiting to see if CDBG application submitted on July 12 for a $600,000 grant is successful

**LILY POND WATER TREATMENT PLANT FILTER BACKWASH POND**

Dave Ohman of Delaware Engineering reported as follows:

* Delaware is working with Dave Harman, the Water Treatment Facility’s Chief Operator, to come up with a solution to improve solids retention in the facility’s filtration backwash pond.
* Dave Harman is working with chemical vendor to determine if chemicals additives can be refined to provide for new rapid settling of solids
* Delaware developing some details and costs to install a suspended certain (fine mesh) across the backwash pond to increase baffling and slow down eater flow across the pond to allow solids longer time to settle out.

**GRIEBEL PARK DAM – UPDATE FROM DELAWARE ENGINEERING**

Dave Ohman of Delaware Engineering reported as follows:

* Delaware is working with Sullivan County Soil and Water Conservation District (SCSWCD) and NYSDEC Dams Department reviewing the information that SCSWCD has submitted NYSDEC.
  + NYSDEC needs hydraulic analysis and steam bed design conducted to confirm that the new steam bed will convey the 100 year storm event
  + Need to move the embankment into the current pond area and establish tie new steam bed – may not have enough onsite material
  + Not as simple as it may seem without topographic and pond depth data
  + Need to review previous letters and discuss further with Village

**IDEAL SNACKS – UPDATE FROM DELAWARE ENGINEERING**

* Recent alarm at Elm Street Pump Station caused by grease build up which affected pump float controls.
* Based on meeting with Ideal back in April, Ideal agreed to pay for cleaning the PS and force main once the second grease trap was installed (done in July 2012), and pay for subsequent cleanings as needed.
* Obtained a quote from the contractor who last cleaned the PS and force main (TAM Enterprises), and worked with the Mayor to generate a letter to Zeke at Ideal Snacks requesting them to confirm that they will pay for the cleaning as agreed to in April 2012. Requested that Zeke countersign the letter and return it to Village Hall by December 14 to confirm their agreement to pay for the work.
* Village would pay TAM and then forward payment request to Ideal.

**RED MEAT FACILITY – UPDATE FROM DELAWARE ENGINEERING**

David Ohman of Delaware Engineering said there was not anything new to report.

Mayor Winters said he has been told some surveying has been done at the site.

**DAYS INN PUMP STATION SANITARY FORCE MAIN – EXPOSED PIPE**

David Ohman of Delaware Engineering reported on the following:

* NYS DOT has completed work to re-reline deteriorating corrugated metal pipe. A smaller corrugated plastic pipe has been installed in existing drainage pipe and 8+/- has been poured full in between the two pipes to help strengthen the drainage pipe.

**CONSIDER RESOLUTION OF THANKS TO COOPERATIVE EXTENSION FOR THEIR WORK ON THE ELIMINATION OF THE DAM AT GREIBEL PARK**

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried to send a resolution of thanks to Les Kirby of Cooperative Extension for his work to help with the elimination of the dam at Greibel Park.

**CONSIDER POSSIBLE AMENDMENT TO LOCAL LAW RE: WATER METER SERVICE**

This item will remain tabled until additional information is provided from the Water Supervisor.

**CONSIDER CDBG REQUESTS – CYBER SHACK AND SNEAKER WORLD**

Cyber Shack – CDBG Loan

Motion by Trustee McGuire, seconded by Alvarez and unanimously carried approving a two-part CDBG Loan to Cyber Shack in the amount of $20,000. **The loan is conditioned upon the County of Sullivan committing to their portion of $15,000.** The loan will be disbursed in two-parts, the second $10,000 will be given after one year and the business has proven it can sustain itself.

Sneaker-World – CDBG Loan

The Board discussed the letter received from Attorney Henri Shawn regarding the CDBG loan of Sneaker World. Due to the fact that the Sneaker World closed in Liberty they are asking for considerations on their existing loan.

The Board said they would discuss the matter in Executive Session so that they could receive Attorney-Client Advice on the matter.

**NEW CONSIDER EVENT PERMIT – SANTA EXPRESS**

**BUSINESS:**

Motion by Trustee McGuire, seconded by Trustee Alvarez and unanimously carried approving the Santa Express Event Permit for December 15, 2012.

This will include Santa’s Express coming up Main Street and people arriving in front of the Stage and Liberty Fitness Center approximately 5:30 p.m. for refreshments.

**CONSIDER REQUEST FROM LINA ABU-KAHLIL RE: PENATIES ON 2009 TAXES**

Nicole Rieber (Attorney for Lina Abu-Kahlil) approached the Board regarding the possible removal of penalties on her 2009 tax bill (S.B.L. #105-5-1.2). She informed the Board that when Lina Abu-Kahlil purchased the property on April 29, 2009 the seller did not forward the June 2009 tax bill and when she spoke to the Assessor about it she misinformed her and told her the bill would have been handled at closing. She asked the Board for their consideration is waiving the penalty portion of the bill which she just recently paid in full.

Attorney Chapman informed her in accordance with the law the Village cannot remove a penalty without first having a public hearing and that the removal must be in the best interest of the Village.

The Board said at this time they would not be able to remove the penalty.

**CONSIDER GAMES OF CHANCE LICENSE – ST. PETER’S CHURCH**

Motion by Trustee McGuire, seconded by Trustee Alvarez and unanimously carried approving the ***Games of Chance License*** for ***St. Peters Church*** located at 264 North Main Street.

This license is for the time period of January 1, 2013 to December 31, 2013

**CONSIDER LETTER FROM ANGEL PAGAN RE: PROPERTY TAXES 111-1-32**

The Board said they would table this matter until they could look into the matter further. They expressed their concern about the total amount of taxes that may be due. They also thought that Mr. Pagan may be able to sell it to one of his neighbors.

**CONSIDER REQUEST FROM LIBERTY MUSEUM RE: SANITATION FEE – TAX MAP #112-4-11**

Daniel Ratner approached the Board on behalf of the Liberty Museum and explained that the Liberty Museum has two outstanding tax bills – 2007/08 for the $1200.00 sanitation fee and 2006/2007 for the $1200.00 sanitation fee. He asked the Boards consideration in waving the fees stating the dumpster is no longer there and they do not generate any garbage.

Attorney Chapman said he would like to have a conversation with the MTA Group (Robin DeCarlo) before the Board makes any decisions on this matter.

**CONSIDER WORKPLACE VIOLENCE POLICY**

**RESOL#** Motion by Trustee Stoddard, seconded by Trustee McGuire and

**46-2012:** unanimously carried to adopt Resolution #46-2012.

**WORKPLACE VIOLENCE POLICY**

**Purpose:**

**The Village of Liberty maintains a zero tolerance standard of violence in the workplace. The purpose of this policy is to provide the Village of Liberty employees guidance that will maintain an environment at and within the Village of Liberty property and events that is free of violence and threat of violence.**

**Policy:**

**Violent behavior of any kind or threats of violence, either implied or direct, are prohibited at the Village of Liberty properties. Such conduct by a Village of Liberty employee will not be tolerated. An employee who exhibits violent behavior may be subject to criminal prosecution and shall be subject to disciplinary action up to and including dismissal. Violent threats or actions by a non-employee may result in criminal prosecution. The Village of Liberty will investigate all complaints filed and will also investigate any possible violation of this policy of which we are made aware. Retaliation against a person who makes a complaint regarding violent behavior or threats of violence made to him/her is also prohibited.**

**Definitions:**

**Workplace Violence: Behavior in which an employee, former employee or visitor to a workplace inflicts or threatens to inflict damage to property, serious harm, injury or death to others at the workplace.**

**Threat: The implication or expression of intent to inflict physical harm or a reasonable person would interpret as a threat to physical safety or property.**

**Intimidation: Making others afraid or fearful through threatening behavior.**

**Zero-tolerance: A standard that establishes that any behavior, implied or actual, that violates the policy will not be tolerated.**

**Court Order: An order by a Court that specifies and/or restricts the behavior of an individual. Court Orders may be issued in matters involving domestic violence, stalking or harassment, among other types of protective orders, including Temporary Restraining Orders.**

**Prohibited Behavior: Violence in the workplace may include, but is not limited to the following list of prohibited behaviors directed at or by a co-worker, supervisor, or member of the public:**

* **Direct threats or physical intimidation**
* **Implications or suggestions of violence**
* **Stalking**
* **Possession of weapons of any kind on Village of Liberty property, including parking lots, other exterior premises or while engaged in activities for the Village of Liberty, unless such possession or use is a requirement of the job**
* **Assault of any form**
* **Physical restraint, confinement**
* **Dangerous or threatening horseplay**
* **Loud, disruptive or angry behavior or language that is clearly not part of the typical work environment**
* **Blatant or intentional disregard for the safety or well-being of others**
* **Commission of a violent felony or misdemeanor on or in the Village of Liberty properties**
* **Any other act that a reasonable person would perceive as constituting a threat of violence**

**Domestic Violence, while often originating in the home, can significantly impact workplace safety and the productivity of victims as well as co-workers. For the purposes of this policy, "domestic violence" is defined as abuse committed against an adult or fully emancipated minor. Abuse is the intentional reckless attempt to cause bodily injury, sexual assault, threatening behavior, harassment, or stalking, or making annoying phone calls to a person who is in any of the following relationships:**

* **Spouse or former spouse**
* **Domestic partner or former domestic partner**
* **Cohabitant or former cohabitant and or other household members**
* **A person whom the victim is having, or has had, a dating or engagement relationship**
* **A person whom the victim has a child**

**The Village of Liberty recognizes domestic violence may occur in relationships regardless of marital status, age, race, or sexual orientation of the parties.**

**Reporting Acts or Threats of Violence:**

**An employee who:**

* **Is the victim of the violence, or**
* **Believes they have been threatened with violence, or**
* **Witnesses an act or threat of violence towards anyone else shall take the following steps:**

**o If an emergency exists and the situation is of immediate danger, the employee shall contact the local police officials by dialing 9-1-1, and may take whatever emergency steps are available and appropriate to protect him/her from immediate harm, such as leaving the area.**

**o If the situation is not one of eminent danger, the employee shall report the incident to the appropriate supervisor as soon as possible and complete the Village of Liberty Workplace Violence Incident Report Form.**

**Procedures- Future Violence:**

**Employees who have reason to believe they, or others, may be victimized by a violent act sometime in the future, at the workplace or as a direct result of their employment with the Village of Liberty, shall inform their supervisor by immediately completing a Workplace Violence Incident Form so appropriate action may be taken. The supervisor shall inform the Mayor, Village board, and the local law enforcement officials.**

**Employees who have signed and filed a restraining order, temporary or permanent, against an individual due to a potential act of violence, who would be in violation of the order by coming near them at work, shall immediately supply a copy of the signed order to their supervisor. The supervisor shall provide copies to the Mayor, Village board, and local police.**

**Incident Investigation:**

**Acts of violence or threats will be investigated immediately in order to protect employees from danger, unnecessary anxiety concerning their welfare, and the loss of productivity. The employee's Working Supervisor will contact the Mayor who will initiate an investigation of potential violation of work/rules policies. Simultaneously, the Mayor will refer the matter to local police for their review of potential violations of civil and/or criminal law.**

**Procedures for investigating incidents of workplace violence include:**

* **Visiting the scene of an incident as soon as possible**
* **Interviewing injured and threatened employees and witnesses**
* **Examining the workplace for security risk factors associated with the incident, including any reports of inappropriate behavior by the perpetrator**
* **Determining the cause of the incident**
* **Taking mitigating action to prevent the incident from recurring by recording the findings and mitigating the actions taken.**

**In appropriate circumstances, the Village of Liberty will inform the reporting individual of the results of the investigation. To the extent possible, the Village of Liberty will maintain the**

**confidentiality of the reporting employee and the investigation but may need to disclose results in appropriate circumstances; for example, in order to protect individual safety. The Village of Liberty will not tolerate retaliation against any employee who reports workplace violence.**

**Mitigating Measures:**

**Incidents which threaten the security of employees shall be mitigated as soon as possible following their discovery. Mitigating actions include:**

* **Notification of law enforcement authorities when a potential criminal act has occurred**
* **Provision of emergency medical care in the event of any violent act upon an employee**

# **Post-event trauma counseling for those employees desiring such assistance**

## **Assurance that incidents are handled in accordance with the Workplace Violence Prevention Policy**

## **Requesting the Village of Liberty's attorney file a restraining order as appropriate**

## **Training and Instruction**

**The Village of Liberty will be responsible for ensuring that all employees are provided training and instruction on general workplace security practices. Working supervisors shall be responsible for ensuring that all employees are provided training and instructions on job specific workplace security practices.**

**Training and instruction shall be provided as follows:**

* **To all current employees when the policy is first implemented**
* **To all newly hired employees, or employees given new job assignments for which specific workplace security training for that job assignment has not previously been provided**
* **To affected employees whenever the Mayor is made aware of a new or previously unrecognized hazard**

**Workplace security training and instruction includes, but is not limited to, the following:**

* **Preventative measures to reduce the threat of workplace violence, including procedures for reporting workplace security hazards**
* **Methods to diffuse hostile or threatening situations**
* **Escape routes**
* **Explanation of this Workplace Violence Prevention Policy**

**In addition, specific instructions shall be provided to all employees regarding workplace security hazards unique to their job assignment.**

The Board thanked Rebecca Butler for all her hard work on the Policy. The Board appointed Rebecca Butler as the Employee Advocate and Trustee Alvarez as the Representative from the Board.

**CONSIDER SEWER CREDIT FOR T. JUNG WATER/SEWER ACCOUNT #3-11900**

The Board tabled this matter until more information could be received including a bill from the plumber and a letter from him on his letterhead.

**CONSIDER PUBLIC HEARING FOR POPOSED LOCAL LAW #1-2013 – VILLAGE CULVERTS**

Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously carried to hold a public hearing on Monday, January 14, 2013 at 6:40 p.m. to amend Section 74 of the Code of the Village of Liberty regarding Culverts.

**PUBLIC** Mayor Winters opened the meeting to comments from the Public.

**COMMENT:**

Daniel Ratner Sr. (West Lake Street) discussed the fact that there are many coyotes around the Village and the caged chicken law the Board was considering a couple of months ago would not be a good idea.

The Board informed him that the idea was off the table.

**TRUSTEE** Mayor Winters opened the meeting to comments from the Board.

**REPORTS:**

Trustee Alvarez said he has been getting many reports that the Village Police Department is doing a wonderful job.

Trustee Alvarez said the Christmas decorations are a real compliment to the Village and he would like to also see them on Sullivan Avenue.

Trustee Stoddard thanked everyone who worked on the Holiday Wreaths and said they make a big difference in the Village.

Trustee Stoddard said the Holiday Parade was wonderful and stated Parks and Recreation did a real nice job.

Trustee McGuire said the wreaths are incredible and thanked everyone who helped with the decorations.

She said next year she would like to see the Parade and the Santa Express all in one night as one big event.

Mayor Winters commended everyone on the Holiday parade.

Mayor Winters asked the Village Attorney if the Village could put a piece of declared surplus equipment out for the public to view with a for sale sign on it.

Attorney Chapman said that a municipality is allowed to sell a surplus piece of equipment or vehicle in that manner. He said the people looking at it should submit sealed bids to the Village Clerk. He said the offer price would have to be “fair and reasonable”.

**APPROVAL**Motion by Trustee Stoddard, seconded by Trustee McGuire and

**OF BILLS** unanimously carried approving Voucher #14-569 to Voucher #14-650 in the

**FOR PYMT:** amount of $519,287.07

Post Audit Vouchers

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried approving Post Audit Voucher #14-560 to Voucher #14-568 in the amount of $309,731.48.

DA Fund

Motion by Trustee Stoddard, seconded by Trustee McGuire and unanimously carried approving the following payment from the DA Fund:

Everyday Apparel - $335.00

DEA Account

Motion by Trustee McGuire, seconded by Trustee Stoddard and unanimously carried approving the following payment from the DEA Account:

Police Chiefs Association of OC - $2,000.00

**EXECUTIVE** Motion by Trustee Stoddard, seconded by Trustee McGuire and

**SESSION:** unanimously carried to go into Executive Session at 8:50 p.m. to receive

Attorney-Client Advice on CDBG Litigation.

Motion by Trustee McGuire, seconded by Trustee Stoddard and unanimously carried to come out of Executive Session at 9:30 p.m.

**CONSIDER CDBG LITIGATION**

Motion by Trustee Stoddard, seconded by Trustee Alvarez and unanimously carried to begin the commencement of Litigation on the following CDBG Loans:

Charlie’s 2 Pizza

Supreme Cleaners

**ADJOURN:**Motion by Trustee Stoddard, seconded by Trustee McGuire and

unanimously carried to adjourn the meeting.

**THE MEETING WAS ADJOURNED AT 9:31 P.M.**

**RESPECTFULLY SUBMITTED,**

**JUDY ZURAWSKI, CLERK/TREASURER**

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