

**Village Board of Trustees
Annual Meeting Minutes of April 6, 2010**

Present: Mayor Lee, Trustees Horylev, Gates, Bimmler & Speer
Village Manager, Janet SurrIDGE
Village Clerk, Shari Pearce
Code Enforcement Officer Mike Lissow
Superintendent of Public Works, Mike McHenry

Guests: Ed Hoefler, Carm Carmestro, Dave Wright, Debbie and Dave McCracken

Mayor Lee called the public meeting to order at 5:00 p.m. with the pledge of allegiance to the flag. At this time, Mayor Lee administered the oath of office to Trustee Speer. (Trustee Bimmler and Mayor Lee both had taken their oaths on April 1st)

Mayor Lee opened the public portion of the meeting at 5:01 p.m.

Mr. Ed Hoefler, owner of Pontillo's Pizzeria located at 8 Canning Street was present to discuss his plan on purchasing 157 East Avenue. His intent is to have the parcel subdivided and then rezoned. The parcel is a corner lot with two buildings. The first building is a rented single family house and is zoned residential. Mr. Hoefler would continue to keep it as a rental property and wishes to keep the property zoned residential. The second building is where he operates his pizza business. The building is currently operating under a Conditional Use permit and his goal is to have it rezoned commercial. He is interested in dividing the parcel along the north edge of the current driveway. The reason for subdividing the property is to eliminate the temporary use permit. Mr. Hoefler stated he is asking the Village Board for their opinion on this concept.

The Village Board members remarked the first step is to present this plan to the Planning Board for subdivision. If the Planning Board approves subdividing the property, the applicant would come before the Village Board requesting rezoning of the property. The Village Board expressed to Mr. Hoefler they cannot give him a formal opinion on this matter until the proper steps are completed. The Village Board concluded they are not against or in favor of the project at this time.

Mr. Dave Wright, 173 South Ave, stated at the last meeting the Hilton-Parma Recreation van was brought up for discussion. He suggested having this as an item for the upcoming joint Village and Town Board meeting. Mayor Lee expressed this is already an item to be placed on the agenda.

Code Enforcement

- Creek Crossing: Mr. Lissow reported construction has started and they are planning on finishing the last four buildings this year.

- Recreational fires: Mr. Lissow reported the Fire Department has been responding to reports of recreational fires. With the warm weather approaching, Mr. Lissow will be putting an article in the upcoming newsletter explaining when a recreation fire is allowed.
- Storm Water Coalition: Mr. Lissow stated he has made arrangements with the Monroe County Soil and Water to help in reviewing future Storm Water Pollution Prevention Plans (SWPPP). Mr. Lissow will still be responsible for the approvals, they will just help assist with reviews.

Other miscellaneous items were discussed.

Public Works Report

Resolution to authorize the Superintendent, Mike McHenry to sell the following equipment at the upcoming Municipal Auction. Motion made by Trustee Horylev, seconded by Trustee Bimmler. Carried unanimously 5-0.

- 2003 EX Mark Lazer “0” turn mower with 1907hrs
- 1993 15 foot Rhino Turf Flex mower
- Box paver
- 1971 Walk behind asphalt/concrete gasoline saw
- Bombardier cleat type bolt on track
- Floor jack on wheels
- DPW Addition: Mr. McHenry reported that the management team has met with MRB group to discuss the preliminary design of the proposed building. Mr. McHenry feels they have enough information to move forward to solicit bids from contractors. Mr. McHenry stated if everything goes as planned, and the estimated cost is within our budget, the addition could be started by mid summer.
- Household Hazardous Waste: This year’s household hazardous waste collection will be in the Town of Ogden on June 12, 2010. Three of the DPW employees will be attending the annual Haz-Mat refresher training course in order to be certified to work on the collection day.
- Annual Hydrant Flushing: The week of April 26, 2010 the hydrants will be flushed. This will be done during normal business hours.

Other miscellaneous items were discussed.

Clerk’s Report

Blue Cross: Shari Pearce was reviewing the NYS Insurance Law this past month and there was some verbiage in the document that she questioned. She called the Group Underwriter of Blue Cross, Robert Mbonye and relayed the concern to him. She stated to Mr. Mbonye that she did not agree with the verbiage in the law which states “these laws regulate

commercial users”, since we are not a commercial user. He agreed and we do not have to comply with those regulations that were brought before us last month. Therefore, all Trustees are eligible to receive insurance coverage under the Village’s policy

Other miscellaneous items were discussed.

Manager’s Report

- **Main Street Grant:** At the last meeting the Board agreed to hire John Steinmetz to write a grant application for an estimated fee not to exceed \$4,000. The tentative budget has been prepared for the next fiscal year and in order to maintain our current tax rate we will need to be very conservative on future spending. Mrs. Surridge spoke with Mr. Steinmetz to determine the merit of submitting an application. She was told that NYS changed the criteria of the grant program to allow all municipalities to apply. In the previous round, only not-for-profit corporations could apply. This increases our competition. Mrs. Surridge also contacted the six businesses who were interested in participating in this program and learned that two of them changed their mind. Based on this information, the Board agreed not to submit a grant application.
- **10 Canning Street:** Mrs. Surridge stated she has received a purchase offer from Copper Mountain Development for \$40,000.00 with the following conditions: She is recommending the board accept the offer.
 - Development Approvals
 - Attorney Approval

Resolution to accept the purchase & sale contract from Copper Mountain Development LLC for 10 Canning Street for a purchase price of \$ 40,000.00 subject to the following contingency: That the easement & boundary line agreement between the property owners of #11 & #54 Canning Street be amended to release the Village of Hilton from all obligations regarding parking lot maintenance. Motion made by Trustee Horylev, seconded by Trustee Gates. Carried unanimously 5-0.

- **Monroe County Sheriff’s Office:** Mrs.. Surridge reported that there is a new captain for the C-Zone. Captain Sanborn has been promoted. The management team will be meeting with the new Captain this month to make introductions and discuss any problems we have in the Village.
- **Planning Board:** Mrs. Surridge reported that Dana Brunett has declined his appointment for a new term of five (5) years as a member on the Planning Board. A recommendation will be given at the next Village Board meeting to fill his position
- **Daycare:** Mrs. Surridge reported the owners of Hilton Community Childcare were supposed to be present to discuss their rent. Due to an illness, they could not attend. However, Mrs.. Surridge will be inviting them to the next meeting to discuss their situation.

75 Gorton Avenue

Mrs. Surridge informed the Board that we received a bill from Selective Insurance for \$2,500 which is the deductible amount for our Public Officials Liability policy. After investigating the bill, we were informed that the claim submitted by the property owner of #75 Gorton Avenue, Shelly Remillard, had been paid by the insurance company for \$5942.15. This news was very disturbing because we have a letter in the file from Selective saying they had denied the claim. Mrs. Surridge spoke with Edward Kron from Selective to ask what had changed and she received this email in response: "On February 16, 2010 I spoke to Mayor Larry Gurrslin who confirmed that the Village's code enforcement officer made a mistake with respect to plaintiff's garage and that plaintiff's alleged damages were reasonable under the circumstances. Mayor Gurrslin authorized me to settle the claim on behalf of the Village. As we discussed, I spent considerable time on the phone with Mayor Gurrslin reviewing documents that plaintiff submitted to support her claim."

The Village Board was not happy with this news. Our legal counsel had advised the Board that we had no liability on this claim and Ms. Remillard was informed of our position at the November 3, 2009 meeting. When Ms Remillard submitted a "Notice Of Intent To File A Claim" our insurance company also agreed that we were not liable. The Board had thought the matter was closed. The action of former Mayor Larry Gurrslin to authorize payment of the claim as an executive order against the deep objections of the Village management and the Board of Trustees is unacceptable. The Village has no choice but to pay the Selective bill for \$2,500 but the Board of Trustees instructed Mrs. Surridge to notate in these minutes how displeased they are with Mr. Gurrslin's actions. The Board also wants the record to state that Mr. Gurrslin's action may cost Village taxpayers more money in the future because this claim will be on our loss record for the next 5 years.

Annual Resolutions

Resolution that the following banks are hereby designated as the official depositories for the Village of Hilton: HSBC Bank, Citizen's Bank and M & T Bank. Motion made by Trustee Speer, seconded by Trustee Horylev. Carried unanimously 5-0.

Resolution that the Suburban News is hereby designated as the official newspaper of the Village of Hilton. If it is found, however, that other newspapers are needed, then the Greece Post and the Democrat and Chronicle shall also be designated as the official newspapers for the Village of Hilton. Motion made by Trustee Horylev, seconded by Trustee Gates. Carried unanimously 5-0.

Resolution to reappoint Janet Surridge as Village Manager for a four (4) year term. Motion made by Mayor Lee, seconded by Trustee Speer. Carried unanimously 5-0.

Resolution to reappoint Maryalice Edwards as Village Treasurer for a four (4) year term. Motion made by Mayor Lee, seconded by Trustee Horylev. Carried unanimously 5-0.

Resolution to reappoint Shari Pearce as Village Clerk for a four (4) year term. Motion made by Mayor Lee, seconded by Trustee Gates. Carried unanimously 5-0.

Resolution that the Village Board will meet on the following dates at 5:00 p.m.:

May 4th	November 2nd
June 1st	December 7th
July 6th	January 4th 2011
August 3rd	February 1st
September 7th	March 1st
October 5th	April 5th

If Mayor Lee shall call a special meeting, the notification procedure to the media shall be by telephone or e-mail from the Village Clerk as soon as the meeting is called. Motion made by Trustee Bimmler, seconded by Trustee Speer. Carried unanimously 5-0.

Resolution to approve the following appointments: Motion made by Mayor Lee, seconded by Trustee Speer. Carried unanimously 5-0.

Vice Mayor	Walt Horylev
Planning Board Liaison	Jim Bimmler
Zoning Board Liaison	Larry Speer
Personnel Liaisons	Jim Gates
Village Budget Liaison	Jim Gates
Gas & Electric Utility liaison	Jim Gates
Business Assistance Committee Chairman	Walt Horylev
Genesee Transp Council Representative	Walt Horylev & Mike McHenry
Hilton Parma Recreation Liaison	Joe Lee
Enhancement	Walt Horylev
Public Relations	Joe Lee
Newsletter/website	Janet Surridge
Fire Commissioners Liaison	Larry Speer
School Board Liaison	Joe Lee
Town of Parma Liaison	Walt Horylev
Chamber of Commerce	Joe Lee
Historian	David Crumb
Registrar of Vital Statistics	Shari Pearce and Maryalice Edwards
Community Development	Janet Surridge & Mike McHenry
Records Retention Officer	Shari Pearce
Solid Waste/Recycling	Keith Brown
Green Energy Coordinator	Larry Speer
Parma Special Police	Larry Speer

Resolution that the Board of Trustees hereby authorizes payment in advance of the audit of claims for the following expenditures which are due prior to the regular meeting date of the Village Board. All such claims shall be presented at the next regular meeting for audit and the claimant and officer incurring or approving the same shall be jointly and severally liable for any

amount disallowed by the Board of Trustees: Motion made by Trustee Gates, seconded by Trustee Bimmler. Carried unanimously 5-0.

- a) public utility services
- b) postage, freight and express charges
- c) Monroe County and/or New York State Department of Transportation fees
- d) Blue Cross/Blue Shield medical insurance charges
- e) Energy Services Group
- f) UGI for the supply of natural gas.
- g) NY ISO for electricity
- h) Constellation Energy

Resolution to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles while performing their official duties on behalf of the Village at the rate of \$.50 cents per mile. Motion made by Trustee Bimmler, seconded by Trustee Speer. Carried unanimously 5-0.

Resolution: to authorize the following petty cash funds: \$75.00 for water/sewer/general transactions, and \$150.00 for Gas & Electric funds. Said funds shall be located in the Village Office, 59 Henry Street and the following employees shall have access to these funds: Janet Surridge, Amy Harter, Shari Pearce, Maryalice Edwards, and Debbie Jones. Motion made by Trustee Speer, seconded by Trustee Horylev. Carried unanimously 5-0.

Resolution to adopt the following fee schedule for fiscal year 2010-11. Motion made by Trustee Gates, seconded by Trustee Horylev. Carried unanimously 5-0.

*****Not for profit organizations will receive a \$30.00 credit applied to any building permit fee**

<u>Type of Permit:</u>	<u>Per Sq. Ft.</u>	<u>Minimum</u>
I. Residential:	(Price includes Certificate of Occupancy) For first dwelling unit. All others at \$40.00	
Dwelling Area	\$.12 rounded to nearest whole \$	No minimum - n/a
Unfinished Area	\$.12	No minimum - n/a
Non-Dwelling Area	\$.12	No minimum - n/a
II. Non-Residential	(Price includes Certificate of Occupancy)	
<i>New Building:</i>		
First 5000 sq. ft.	\$.12	\$150.00
All over 5000 sq. ft.	\$.10	
<i>Additions/Remodel:</i>		
First 5000 sq. ft.	\$.12	\$75.00
All over 5000 sq. ft.	\$.10	
III. <u>Other Types of Construction</u>	(Price includes Certificate of Compliance)	
Applicable to all districts		
		<u>Permit Fee</u>

Additions	\$ 75.00
Conversion to habitable space	\$ 75.00
Certificate of Occupancy	\$ 40.00
Open or enclosed porch/sun room	\$ 75.00
Open or covered deck	\$ 75.00
Demolition	\$ 30.00
Minor structural improvements	\$ 30.00
Major structural improvements	\$ 50.00
Garage	\$ 75.00
Addition to garage	\$ 75.00
Storage shed	\$ 30.00
Swimming pool (above ground)	\$ 30.00
Swimming pool (in ground)	\$ 100.00
Fences	\$ 30.00
Commercial Satellite Antennas	\$1,500.00
Commercial co-mingled satellite antennas	\$1,000.00
Fireplace, wood stove	\$ 40.00
Floodplain development permit	\$ 75.00
Handicap Ramp	No charge
Standby generator	\$ 40.00

Penalty fee:

If a building permit is not obtained as required by the Village Zoning Ordinance for any structure, addition or change of use, the Code Enforcement Officer shall double the permit fee. This fee is applicable to the current owner of the property, regardless if the improvement was undertaken by the previous owner or not.

IV. Miscellaneous:

Signs	\$50.00 for the first sign \$20.00 for each additional on same
Vendor's License -Merchandise	\$ 50.00/day
Vendor's License (Seasonal –6 months)	\$125.00
Vendor's License - ice cream sales	\$ 50.00/per truck
Copies made for the public	\$.25/per page
Code Book	\$ 50.00
Zoning Law	\$ 25.00
Subdivision Specs	\$ 40.00
Tax Search	\$ 25.00
Additional copies requested of C.O's	\$ 25.00
Handicap parking sign	\$ 20.00
History books-Hilton USA	\$ 10.00
History books-First Families	\$ 20.00
Checks returned for Insufficient funds	\$ 25.00
Recreation Fee	\$450.00/per unit
FOIL Documents	\$.25/per copy

V. Planning Board Fees:

Conceptual Review	no cost
Residential Application fee	\$50.00
Non Residential Application Fee	\$200.00
Site Plan, public hearing	\$100.00
Village Engineering Fees	At Cost
Special Meeting Request for Planning	At Cost

Zoning Board Fees:

Application and Public Hearing	\$100.00
Conditional Use/Variance each occurrence	\$100.00
Special Meeting Request for Zoning	At Cost

VI. Inspection Fees:

Building Inspector	\$40.00/hr
Reinspections	\$40.00/hr
Fire Marshall	\$40.00/hr

VII. Public Works Charges

RATE

Supervision	At cost
Labor	At cost
Equipment per NYSDOT & MCDOT rate schedule	
Sewer machine	\$30.00/hr
Sidewalks, owners request	at cost
Sidewalks, Village maintenance	no fee
Towing fee	At cost plus \$50.00
Property maintenance violations	\$100.00 plus labor, equipment and legal cost per occurrence.

VIII. Refuse Charges:

Dumpster Leases:

Monthly Fee

2 yard	\$ 4.00
4 yard	\$ 8.00
5 yard	\$10.00
6 yard	\$12.00
8 yard	\$16.00
9 yard	\$18.00
10 yard	\$20.00

Dumpster Rentals: (Based on \$46.00/ton tipping fee plus \$30.00 labor)

6 yard	\$80.00 up to 2,000 lbs
9 yard	\$95.00 up to 2,500 lbs
10 yard	\$105.00 up to 3,000 lbs

Any weight over the maximum allowed will be billed at \$.04/per pound.

Containers:

95 Gallon Carts: For all multi-residential and residential uses: \$55.00/each
(Amended 2/5/08)

Additional carts over one per multi-residential property as determined by the Superintendent of Public Works \$12.00/month/per cart

Blue or yellow recycling boxes: \$10.00

Other Refuse Charges:

A. Residential Users:

Three standard containers/per week - weight not to exceed 25 pounds each - no charge
Each standard container over three per week - red standard sticker must be attached.

Cost of Stickers:

Standard	\$ 1.00/each
Bulk items	\$ 5.00/each
Refrigerants	\$15.00/each
Standard item (non-compliance)	\$ 5.00/each
Bulk item " "	\$10.00/each

Roofing material will be billed at \$.04/per pound, which is approximately \$15.00/square

B. Multi-Residential Users

1. If standard containers are used:

Three standard containers per week/per premise - - no charge (weight not to exceed 25 pounds each) Each standard container over three per week - red standard sticker must be attached.

OR

2. If dumpster(s) are used:

0 - 75 pounds/ per premise _____ no charge
76 pounds - 9,999,999 pounds/ **per premise** ____\$.04/per pound

C. Commercial Users:

1) For commercial properties with less than 20 units:

a) If standard containers are used:

Three standard containers per week/per premise - - no charge (weight not to exceed 25 pounds each) Each standard container over three per week - red standard sticker must be attached.

OR

b) If dumpster(s) are used:

0 - 75 pounds/ per premise _____ no charge
76 pounds - 9,999,999 pounds/ **per premise** \$.04/per pound

2. For commercial properties with 20 or more units:

X One dumpster is required for every 20/units.

X Each dumpster shall receive 75 pounds at no charge. Any weight over 75 pounds per dumpster will be charged at \$.04/per pound

Dumpster cleaning	\$50.00 per cleaning
Recycling Containers (96/gallon)	\$1.50/month

IX. Sewer Fees:

CHARGES

Out of district residential customers	\$125.00/annually
Residential, single family homes	\$84.00/annually
Multi-Residential properties with two or more units:	\$21.50/per 15,000 gal of water minimum of \$168.00/per year
Churches	\$21.50/per 15,000 gal of water minimum of \$84.00/per year
Commercial	\$21.50/per 15,000 gal. of water with a minimum of \$84.00/per year
Townhouses and apartment complexes <u>that have one meter for multiple units</u> (Cedar Hill, Village II, Unity Health)	\$21.50/per 15,000 gal
Townhouses and apartment complexes that have <u>one meter per unit</u> (only effects Parkwood properties)	\$84.00/annually/per unit

New Sewer Connection Fees

Property within Village limits	
Residential use (per unit charge)	\$250.00
Commercial/Industrial use	\$350.00
Property outside the Village limits	
Residential use (per unit charge)	\$1,500.00
Commercial/Industrial use	\$3,000.00

X. Water Fees:

New installation	time & materials +10%
Water account charge	\$15.00
Final readings	\$15.00
Water meters 5/8" x 3/4"	\$100.00
Water meters 1" and larger	at cost +15%
Frozen meters 5/8" x 3/4"	\$100.00
Frozen meter 1" and larger`	at cost +15%
Disconnect/Reconnect fees	\$30.00 each time
Consumption Fees:	\$2.70/per thousand plus \$.13 per day, Village \$3.04/per thousand plus \$.14/per day outside customers
Fire protection rates: Up to 6" connection	\$30.44/qtr
Per hydrant:	\$200.00/ annual

XI. Parks: (Rent of Jennejahn Lodge):

\$155.00 per occasion
\$ 50.00 village employee per occasion (limited to one time per year)

Discounted rate for any reservation booked Monday through Thursday:
There will be no special consideration on reduced rates for non-profit groups.

\$125.00 per occasion
\$ 25.00 village employee (limited to one time per year)

XII. Operating Permits:

Carnivals, festivals, or non profit organizations		no charge
Place of Public Assembly		\$50.00/annually
Exhibit and Trade Shows		\$50.00/per event
Place of Worship		\$25.00/annually
Repair/Gasoline Service		\$50.00/annually
Manufacturing/Industrial		\$50.00/annually
Pyrotechnics (Outside only)		\$100.00/per show
Temporary Structures/Tents		\$50.00/per event
Multi Family:		
Apartment Complex	\$100.00	Annual or as local conditions require
Apartment Buildings	\$ 50.00	Annual or as local conditions require
(3 units or more, not part of a complex)		
2- Family Units	\$25.00	Annual or as a local conditions require
Health Care Facility	\$100.00	Annual or as local conditions require

Resolution that the procurement policy shall be amended as follows: The last paragraph was updated to reflect the new title changes. Motion made by Trustee Gates, seconded by Trustee Bimmler. Carried unanimously 5-0.

Resolution that the investment policy for the Village of Hilton shall be amended to reflect the new title changes that occurred this past year. Motion made by Trustee Bimmler, seconded by Trustee Speer. Carried unanimously 5-0.

INVESTMENT POLICY FOR THE VILLAGE OF HILTON

I. **SCOPE:** This investment policy applies to all moneys and other financial resources available for investment on our behalf

II. **OBJECTIVES:** The primary objectives of the Village of Hilton’s investment activities are, in priority order:

- a) to conform with all applicable federal, state and other legal requirements;
- b) to adequately safeguard principal;
- c) to provide sufficient liquidity to meet all operating requirements; and
- d) to obtain a reasonable rate of return

III. **DELEGATION OF AUTHORITY:** The Village Board of Trustees responsibility for administration of the investment program is delegated to the Village Clerk who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

- IV. PRUDENCE: All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the Village of Hilton to govern effectively. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.
- V. DIVERSIFICATION: It is the policy of the Village of Hilton to diversify its deposits and investment by financial institution, by investment instrument, and by maturity scheduling.
- VI. INTERNAL CONTROLS: The Village Clerk is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and is managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITORIES

The banks and trust companies authorized for the deposit of monies up to the following maximum amounts are:

<u>Depository Name</u>	<u>Maximum Amount</u>
M&T Bank	\$ 100,000
HSBC	\$1,500,000
Citizen's Bank	\$ 500,000

VIII. COLLATERALIZING OF DEPOSITS: In accordance with the provisions of General Municipal Law, 10, all deposits of the Village of Hilton, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. Obligations issued by the United States of America, an agency thereof or a United States government sponsored corporation or obligations fully insured or guaranteed as to the payment of principal and interest by the United States of America, an agency thereof or a United States government sponsored corporation;
2. Obligations issued or fully insured or guaranteed by this state, obligations issued by a municipal corporation, school district or district corporation of this state or obligations of any public benefit corporation which under a specific state statute may be accepted as security for deposit of public moneys;
3. Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank, and the African Development Bank; and
4. Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market value of the obligation that represents the amount of the insurance or guaranty.

IX. SAFEKEEPING AND COLLATERALIZATION: Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements. The security agreement shall provide that eligible securities are being pledged to secure the Village of Hilton deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the Village of Hilton to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the Village of Hilton, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Village or its custodial bank. The custodial agreement shall provide that securities held by the bank or trust company, or agent of a custodian for, the Village of Hilton, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement

should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the Village of Hilton a perfected interest in the securities.

X. PERMITTED INVESTMENTS: As authorized by General Municipal Law, 11, the Village of Hilton authorizes the Village Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- a. Special time deposit accounts
- b. Certificates of deposit
- c. Obligations of the United States of America

All investment obligations shall be payable or redeemable at the option of the Village of Hilton within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the Village of Hilton within two years of the date of purchase.

XI. UNAUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS: The Village of Hilton shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the Village of Hilton conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the Village of Hilton. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Village Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS: The Village Treasurer is authorized to contract for the purchase of investments:

- a. Directly from an authorized trading partner.
- b. By participation in a cooperative investment program with another governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the Village Board of Trustees.
- c. By utilizing an ongoing investment program with an authorized tracking partner Pursuant to a contract authorized by the Village Board of Trustees.

All purchased obligations, unless registered or inscribed in the name of the Village of Hilton, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Village of Hilton by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, 10. The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the Village of Hilton, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the Village of Hilton a perfected interest in the securities.

Resolution to renew the leases with all tenants in the Hilton Community Center at the rate of \$8.22/sq ft with the following exceptions: Unity Health \$4,344; Recreation \$14,186; Apple Festival \$819.00; New Life Community Church \$5,556. Motion made by Trustee Speer, seconded by Trustee Horylev. Carried unanimously 5-0.

Resolution to accept the resignation of Mr. Jim Bimmler as a member of the Zoning Board effective March 31, 2010. Motion made by Trustee Horylev, seconded by Trustee Gates. Carried unanimously 4-0-1 (Trustee Bimmler abstained)

Resolution to accept the resignation of John Corcoran as the Assistant Historian effective March 31, 2010 and authorize the purchase of a \$50.00 gift certificate for him. Motion made by Trustee Gates, seconded by Trustee Bimmler. Carried unanimously 5-0.

Resolution to approve the use of Village streets for the Hilton Fireman's Kiddie and Grand parades on Wednesday, July 28th and July 29th. Motion made by Trustee Bimmler, seconded by Trustee Speer. Carried unanimously 5-0.

Resolution to approve Trustee Horylev to attend the 2010 NYCOM's Main Street conference to be held in Watkins Glen on April 21, 2010 for a cost of \$95.00 and to stay overnight for a fee of \$ 99.00. Motion made by Trustee Speer, seconded by Trustee Gates. Carried unanimously 5-0.

Resolution to retain the law firm of Lacy, Katzen LLP, and Attorney Larry Schwind on a fee basis when legal advice is needed at a rate of \$195.00/per hour. Motion made by Trustee Gates, seconded by Trustee Bimmler. Carried unanimously 5-0.

Lodge Request Fee Waiver

Mayor Lee stated he has received a request from the Boy Scouts to waive the lodge rental fee of \$125.00. They are requesting to use the lodge on Wednesday, June 2, 2010 for their 100th Anniversary celebration. The board discussed the request and concluded they cannot give special

consideration to any non-profit groups. Giving a reduced rate to one group and not another would not be fair. They also noted the rental fee the Village charges is just enough to cover the expenses to rent and clean the building.

Resolution to deny the request to waive the lodge rental fee of \$125.00 for the Boy Scouts 100th Anniversary. Trustee Gates made the motion, Trustee Horylev seconded the motion. Carried 4-1. (Trustee Speer was opposed, he feels the boy scouts do a lot of good for the community and deserve a reduced rate)

Vouchers

Resolution to approve the abstract of vouchers with the following additions: Walt Horylev \$18.70, HP Recreation \$57.67, Lamont Trophies \$220.44. Totals as follows:

General fund	\$	53,204.38
Water fund	\$	34,935.41
Sewer fund	\$	1,617.09
Gas&Electric	\$	4,279.38
Prepaid	\$	191,372.25
T&A	\$	10,920.17
Total	\$	296,328.68

Motion made by Trustee Speer, seconded by Trustee Horylev. Carried unanimously 5-0.

Minutes

Resolution to approve the meeting minutes of March 9, 2010 as written. Trustee Horylev made the motion, Trustee Speer seconded the motion. Carried 3-0-2. (Trustee Bimmler and Trustee Gates abstained.)

Resolution to approve the meeting minutes of March 23, 2010 as written. Trustee Horylev made the motion, Trustee Speer seconded the motion. Carried 4-0-1 (Trustee Bimmler abstained)

Resolution to approve the meeting minutes of March 30, 2010 as amended. Trustee Horylev made the motion, Trustee Speer seconded the motion. Carried 4-0-1 (Trustee Bimmler abstained)

A motion was made by Trustee Gates to enter into executive session at 6:20 p.m. to discuss personnel matters. Seconded by Mayor Lee. Carried unanimously 5-0.

A motion was made by Mayor Lee to exit out of executive session at 6:45 p.m. Seconded by Trustee Speer. Carried unanimously 5-0.

There being no further business, the meeting was adjourned at 6:46 p.m.

Shari Pearce, Village Clerk
Village of Hilton