

JANUARY 20, 2011

A Special Meeting of the Greenwich Town Board was held on Thursday, January 20, 2011 at 6:00 p.m. for the purpose of auditing the 2010 records of various Town departments and to conduct any other business that may come before the Board.

PRESENT:	Sara Idleman	Supervisor
	Bob Jeffords	Councilman
	George Perkins	Councilman
ABSENT:	Steven Patrick	Councilman
	Eric Whitehouse	Councilman

Others Present: Elaine Kelly, Kellie Blake, Rick Sullivan and Town Justice Sherwin Bowen.

Supervisor Idleman led in the Pledge of Allegiance to the Flag and the Clerk called the roll.

AUDIT OF BOOKS FOR 2010: The Board reviewed the records from the offices of the Town Justice Sherwin Bowen and Town Clerk/Tax Collector Elaine Kelly.

1) Town Justice Sherwin Bowen stated that in June of last year the software company that the Town used had sold out to another company and this company is now the only one in the state that handles court software. There was no cost to the Town for the transfer as the State paid for all conversions.

RESOLUTION NO. 8-11
Audit & Approval for 2010 Records - Justice Bowen

Resolution by Councilman Perkins
Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that records of Justice Sherwin Bowen for the Year 2010 be approved and accepted as submitted.

2) Town Clerk Elaine Kelly reported that 2010 showed a decrease in revenues of 8.3 % from 2009. Department of Environmental Conservation license sales decreased 44%. These resulted from the tremendous amount of lifetime sales in 2009 before the price increase. Trash sticker sales decreased by 1.4%.

RESOLUTION NO. 9-11
Audit & Approval for 2010 Town Clerk Records

Resolution by Councilman Jeffords
Seconded by Councilman Perkins

and passed unanimously by said Board,

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RESOLVED, that the Town Clerk's report for the Year 2010 be approved and accepted as submitted.

3) Tax Collector Elaine Kelly reported that compared to 2009 the 2010 tax levy had decreased less than 1%, however 2010 unpaid taxes returned to the County Treasurer surprisingly decreased by 17%.

RESOLUTION NO. 10-11

Audit & Approval for 2010 Tax Collector Records

Resolution by Councilman Perkins

Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that the Tax Collector's report for the Year 2010 be approved and accepted as submitted.

4) Erika Sellar Ryan has submitted a letter of interest for the vacancy on the Planning Board.

RESOLUTION NO. 11-11

Planning Board Appointment

Resolution by Councilman Perkins

Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that Erika Sellar Ryan be appointed to fill the unexpired term of Carl Thygesen on the Planning Board, said appointment shall begin immediately and shall expire on December 31, 2012.

5) Highway Call-in/Travel Pay. (The following discussion refers to call-in pay for hours in excess of a 40 hour work week.) Councilman Jeffords stated that the personnel committee realized the highway department has actually been getting paid six hours for an emergency call-in (4 hours at time and one half) and not four hours at straight time. Councilman Jeffords stated that for example if someone was called in for ten minutes they have been getting six hours pay not four.

The Federal Department of Labor has been involved and has stated that if the Town does in fact have a call-in policy, then we are required to pay time and one half for the number of hours stated in the policy which is what has been done (4 hours at time and one half). The Federal Labor Law also states that if a Town does not have a call-in policy then the pay is for whatever hours are worked (punch to punch) at time and one half. The Board thought that because our policy specifically said four hours at straight time that would have been the case but it is not. Therefore, Councilman Jeffords stated that he and Councilman Perkins recommend that the call-in policy be eliminated and that a call-in be paid "from punch to punch at time and one half". Councilman Jeffords stated that the other alternative would be to go a 2.5 or 2.6666 hour call-in policy, which at time and one half, would come out to approximately four hours and would resemble the original policy of 4 hours at straight time.

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Councilmen Perkins and Jeffords both said they were trying to do a four hour minimum at straight time but federal labor law does not allow that. The law requires that if a call-in policy is in place, then it has to have an overtime assignment. The Councilmen stated that we need to align our policy with the law so these are the alternatives we have to choose from. Supervisor Idleman stated that she was not in favor of eliminating the minimum four hours pay. Councilman Jeffords and Perkins were agreeable to a minimum 2.5 hours call-in at applicable rate.

RESOLUTION NO. 12-11
Highway - Call-in Policy

Resolution by Councilman Perkins
Seconded by Councilman Jeffords

and passed unanimously by said Board,

RESOLVED, that the Town Board amends Section 54-5 of the Code of the Town of Greenwich for overtime, emergency and holiday pay as follows:

Section 54-5. Overtime, emergency and holiday pay.

Any time actually worked in excess of 40 hours of a work week shall be compensated for by overtime pay at a rate of time and one-half. The following paid benefit days will be considered as time worked for the purpose of computation of overtime pay: Holidays, Vacation, Sick, Bereavement and Personal leave.

A highway full time employee called in for emergency duty not connected to regular work hours shall be paid a minimum of 2.5 hours at applicable rate.

Fulltime employees shall have first refusal on available overtime hours. Upon refusal by all full time employees, the Superintendent of Highways may offer the hours to qualified part-time substitute employees.

6) Highway Department Radios. Moved to February 8th meeting.

7) Highway Superintendent Rick Sullivan stated that the new tandem truck has arrived. It has not been put into service yet as a connector to the sander still needs to be put on. Should be in service by Monday the 24th.

8) Excerpt from January 4th meeting:

Rick told the Board that he was not completely satisfied with the "weld" that was done on the grader. He has been assured that the company will stand behind their work. Discussion followed and it was decided that Clerk to the Highway Superintendent Kellie Blake will request a warranty in writing.

The written warranty has been received and the Board gave Kellie Blake permission to send the check.

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9) Supervisor Idleman spoke about the solar sidewalk lights that need repair and that the Economic Development Committee is looking at this area. It was suggested to her that a cost analysis be done on how much the lights will cost the town over the next five years. She asked Councilman Jeffords if he would be willing to do that. He accepted. Supervisor Idleman also stated that John Hedbring felt that there might be business people who would be willing to invest in a new lighting system. She also would like to have a landscape architect look at the area between the village line and the roundabout.

Supervisor Idleman adjourned the meeting at 6:55 P.M.

Respectfully submitted,

Elaine A. Kelly, RMC, CMC
Town Clerk