

REGULAR MEETING, VILLAGE BOARD OF TRUSTEES
MONDAY, DECEMBER 14, 2009
7:00 P.M.

PRESENT: Mayor Bob Green, Trustees Marc Angelillo, Kathryn Carlson, Sue Jones, and Tim Lynn, Codes Enforcement Officer (CEO) Jorge Batlle, Police Chief Lloyd Perkins, SFD Chief Bob Frank, Municipal Board Commissioner Alan Dolmatch, Village Historian Pat Blackler, Village Attorney Mike Byrne

OTHERS	Nate Robson	Skaneateles JOURNAL (Auburn CITIZEN)
PRESENT:	Miranda Pennock	Skaneateles PRESS
	Richard Clayton	Severn Trent, Operator for WWT Plant
	Cliff Abrams	37 State Street
	Dave Blackwell	80 West Lake Street
	Bill and Miki Mahood	60 West Lake Street
	John and Carol Young	46 West Lake Street
	Bob Sheppard with sons Bill & Mike	23 East Lake Street

Minutes

On the motion of Trustee Jones, seconded by Trustee Carlson, it was resolved and unanimously carried (5-0 in favor) to approve the minutes of the Regular Meeting of November 23, 2009, as presented.

Bills & Adjustments

On the motion of Trustee Carlson, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) that bills from Abstract #13 be audited and paid as follows, excluding General Fund Check #11537 for a mountable tower rack. When SFD Chief Frank later arrived and explained that this tower rack prevents any power interruption to the fire department computers during the weekly test check of the generator, it was resolved by Trustee Jones, seconded by Trustee Angelillo and unanimously carried (5-0 in favor) to approve all bills as follows:

General Fund	Vouchers	494 - 546	Checks	11505 - 11557	\$35,802.21
Sewer Fund	Vouchers	115 - 128	Checks	3420 - 3433	15,445.19
Water Fund	Vouchers	84 - 93	Checks	2892 - 2901	2,772.81
Electric Utility	Vouchers	143 - 154	Checks	3959 - 3970	15,868.17

Petition from West Lake Street Residents

Mayor Green acknowledged receipt of a petition signed by owners of 18 properties on West Lake Street, requesting that the Village reconsider extending the Village's Historic District to include West Lake Street, Talcott Lane and Shotwell Lane. He noted that when this extension was proposed at an informational meeting in January, 2007, there was strong opposition from many of the WLS residents and the Board concluded that they would need a high percentage of support before moving forward. He distributed to the Trustees an area tax map, highlighting the properties of the petition signers.

Bill Mahood (60 West Lake Street) said the petition signers have taken time and put deep thought into their concern over what's happening on their street. With many historic homes, the street is integral to the Village itself, but sensitive to construction. Since moving here, he sees how desirable the properties are, especially lakeside, drawing people with resources and their own ideas of style and taste. He said we don't know what will happen with the properties currently for sale. He said it is economically important to the Village to not allow historic structures to be destroyed or it will destroy the historic character of the Village. He noted that the number of owners who signed the petition is not representative of the totality of feeling or support, but is a visible example of those who've stepped up. He urged the Board to consider what could happen in the future and to take positive action.

Mayor Green asked Village Attorney Byrne if extending the historic district would prevent demolitions and he answered, no, but it would make it more difficult to demolish a structure. Extending the historic district would set up the process for an extra layer of review for a certificate of approval. It would be a

tool for the Historic Landmarks Preservation Commission and Trustees to curtail and restrain demolition and redevelopment.

Carol Young (46 West Lake Street) said the petitioners are concerned with what future owners will do and want to maintain the character of the neighborhood. HLPC Member Pat Blackler said she has met with the petitioners and supports their efforts to extend the historic district. She doesn't feel that the Village should demand a high percentage of support, but Mayor Green said the previous majority were overwhelmingly opposed. Dave Blackwell (80 West Lake Street) questioned the percentage opposed (at the January 6, 2007 meeting) and the Mayor said we can check the minutes.

Trustee Lynn inquired if these 18 properties could be part of an extended district and Village Attorney Byrne said our Code requires that the HLPC survey and recommend what properties or areas be designated. He said it may be that you have to look at it on a structure by structure basis. Mayor Green said perhaps if we started with these 18 and others saw the benefits, they might view it more favorably. Carol Young and Bill Mahood reiterated that the signers seek extension of the district for the entire neighborhood as they are concerned with what future owners of neighboring properties might do and can do under our existing zoning.

There was extensive discussion about having an informational meeting (who'd moderate, where) inasmuch as the process for extending the district would require two public hearings. On the motion of Trustee Angelillo, seconded by Trustee Lynn, it was resolved and unanimously carried (5-0 in favor) to formally request the Historic Landmarks Preservation Commission (HLPC) to provide a report and recommendation to the Village Board as outlined under Section 225-25 of the Village Code. It was further resolved to request that the HLPC conduct a public information meeting in the Spring, following receipt of the HLPC's recommendation to the Village Board and after the return of the residents who Winter in Florida. Trustee Jones agreed to work with HLPC Member Blackler to work on the details of conducting the informational meeting.

Police/Dispatch Activity

Chief Perkins reported that we have received approval from the State for a \$2,128 Buckle-up and \$4,400 STEP grant. Additionally, a Homeland Security grant will provide reimbursement for the department's new computers. They are working to get the 21 hours annual training for part-time officers required for reaccreditation. To receive reaccreditation next year, we will need to provide 5 years documentation of our meeting the 130 standards. Chief Perkins said he's playing catch up a little and currently devotes nearly a day each week to this effort. In response to Trustee Jones, the Chief confirmed that our recent Workplace Violence training counts toward the 21 hours, as well as videos and on line training courses, but it's difficult when some of our part-timers work limited hours for us. Village Attorney Byrne inquired if their full-time employment training counts and Chief Perkins said if that employer participates in the accreditation program.

Fire Department

Chief Frank reported that the fire department deposited a \$1,000 check today from the DEC for the purchase of fire fighting equipment. A corrected list of SFD Fire Police has been sent to the NYS Division of Criminal Justice Services to update the Peace Officer Registry. The annual outdoor fire fighting hose and annual pump testing is complete. Progress is continuing to complete annual physicals. In November, there were only 20 calls for service.

Codes Enforcement

CEO Battle reported that the Historical Landmarks Preservation Commission has approved the concept of the new building for Jackie Keady at 4 East Genesee Street. The Planning Board is continuing its subdivision review work.

2010 Census

CEO Battle reported that he is again serving as the Village's contact for all Census Bureau matters.

Lake View Cemetery Street Signs

Cemetery Board Commissioner Blackler displayed photos of the five directional signs now installed at Lake View Cemetery, noting that one street has been named Veterans Way in appreciation of the American Legion's donation of \$250 two years ago.

WWTP Equipment Assessment

Richard Clayton of Severn Trent reported that they have gone through every piece of equipment at the plant to asset when replacement may be required and will provide a report of same. Overall the plant is in good shape for its age, thanks to Plant Operator Zlatko Psenicnik and Vince Merriman who continue to keep things properly maintained.

WWTP Activity Report for November

Trustee Angelillo reported that there were no DEC violations at the plant. The average November October flow at 383,000 gpd and the 12-month rolling average flow at 550,000 gpd. Precipitation was 2 inches. BOD removals were 97% and suspended solids 98%. Village Attorney Byrne noted that our five month testing data was consistently below the ammonia limit for discharge into the creek. He said we'll test again in the summer months (June through October) and the DEC will decide if we need to provide treatment. With regard to the CMOM plan (Capacity Management, Operation and Maintenance), Mr. Clayton said that DMO Lotkowitz has met with the DEC and a draft CMOM plan will be completed this month.

UV Project

Trustee Angelillo reported that DMO Lotkowitz is visiting the Calgon facility in Pennsylvania tomorrow and together, they plan to visit the Trojan plant in Ontario.

Proposed Truck Regulations

Mayor Green reported that the Safety Coalition met December 10th and received a report from the Finger Lakes Railway who's looking to secure Federal stimulus money to study the feasibility to have trash hauled by rail to Seneca Meadows. Additionally, a Farm Bureau representative was in attendance and the Truck Traffic Committee cleared up erroneous and misrepresented facts that the MTA was making to the Farm Bureau. The Truck Traffic Committee believes that regulations will be implemented.

Advertise Critical Impact Hearing for Wahrab, 31 Jordan Street

On the motion of Trustee Angelillo, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) to authorize advertising for a public hearing at 7 p.m. on December 28 to consider a Critical Impact Permit for Michael Wahrab, 31 Jordan Street.

Advertise Critical Impact Hearing for Charles, 39 Jordan Street

On the motion of Trustee Jones, seconded by Trustee Carlson, it was resolved and unanimously carried (5-0 in favor) to authorize advertising for a public hearing at 7:30 p.m. on December 28 to consider a Critical Impact Permit for Richard Charles, 39 Jordan Street.

Authorize Inspection of Water Tanks by Utility Service Co (USC)

Village Attorney Byrne explained that the older (250,000 gallon) elevated water tank was inspected by Pittsburg Tank & Tower Maintenance who then provided us with their October 28th tank repair proposal. He said DMO Lotkowitz researched and identified the Utility Service Co (USC), who proposed to re-inspect for \$100 and provide a written report with photographs. Village Attorney Byrne recommended this be done, especially with our cell tower leases, and he acknowledged that USC's report may not agree with the findings of Pittsburg Tank & Tower, but for \$100 it's worth it. For an additional \$900, USC will inspect and provide a written report on the 540,000 gallon standpipe, as was recommended by the Municipal Board. The Board indicated that they were impressed with the thorough research and on the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) to authorize Utility Service Co to proceed with their inspections of the water tanks at a cost not to exceed \$1,000.

David G. "Duke" Schneider Estate

Village Attorney Byrne explained that Duke Schneider very generously included the Village, School and PARCS (successor to Austin Park Development Fund) in his estate with each entity to receive approximately \$150,000. He noted that this was not set up as a trust from which the Village may only

expend the interest, but may be used by the Village for the maintenance or improvement of Village parks. He suggested that the three recipients of the bequest identify a fitting use. On the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) to establish a segregated account for the Duke Schneider Estate bequest and to appoint Trustee Angelillo to represent the village on a committee with the School and PACRS to identify the use of the bequest. On the motion of Trustee Lynn, seconded by Trustee Jones, it was further resolved and unanimously carried (5-0 in favor) to authorize Mayor Green to sign the Receipt, Release and Settlement Agreement forms prepared by Executor Richard Lynch and as recommended by Village Attorney Byrne. The third and final disbursement from the estate is from the sale of the house.

Treasurer's Reports

Village Clerk/Treasurer Sheehan referenced the November statements, showing that the David Schneider Estate funds received to date, are in a segregated account. CHIPS funding will be wired this week. She noted that the sidewalk account is overdrawn because the replacement work on the East Lake Street walks was not budgeted, but the benefited property owners have been billed which will provide off-setting revenue.

On the motion of Trustee Angelillo, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) to acknowledge receipt of the Treasurer's Report for November, 2009, and to authorize the adjustment of :

\$118.59 from A3620.42 Dispatch phone account to A3620.46 Dispatch supplies

Executive Session for Attorney/Client Meeting

At 8:40 p.m., on the motion of Trustee Lynn, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to enter into an Executive Session for a personnel matter and attorney/client meeting. This portion of the Executive Session ended at 9 p.m.

Appoint Daniel Balloni as Part-Time Police Officer

At 9 p.m., the Board came out of Executive Session. On the motion of Trustee Lynn, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to appoint David Balloni as a part-time police officer at \$10 per hour, as recommended by Police Chief Perkins, effective immediately .

IMA Drug Testing Agreement for 2010

On the motion of Trustee Carlson, seconded by Trustee Angelillo, it was resolved and unanimously carried to authorize Mayor Green to sign the annual Village agreement with Industrial Medical Associates for consortium testing of our CDL drivers in accordance with Federal Regulations.

Executive Session for Managers' Performance Evaluations

At 9:25 p.m., on the motion of Trustee Jones, seconded by Trustee Lynn, it was resolved and unanimously carried (5-0 in favor) to enter into an Executive Session for performance evaluations of DMO Lotkowitz, Police Chief Lloyd Perkins, and Clerk/Treasurer Sheehan.

Following a discussion, the Trustees came out of executive session and authorized the payment of performance-based bonus of \$2,500 each to Chief Perkins, DMO Lotkowitz, and Clerk/Treasurer Sheehan.

The meeting was adjourned at 9:40 p.m.


Patty Couch, Deputy Clerk/Treasurer for
Sally L. Sheehan, Clerk/Treasurer