

REGULAR MEETING, VILLAGE BOARD OF TRUSTEES
MONDAY, MAY 24, 2010
7:00 P.M.

Present Mayor Bob Green, Trustees Marc Angelillo, Marty Hubbard, Sue Jones, and Tim Lynn, Director of Municipal Operations Bob Lotkowitz, Village Historian Pat Blackler, Village Attorney Mike Byrne, CEO Batlle

<u>Others</u>	Miranda Pennock	Skaneateles PRESS
<u>Present</u>	Nathan Baker	Skaneateles JOURNAL
	Cliff Abrams	37 State Street
	Ward Vuillemot	8 Teasel Lane
	Lorand Ernyey	Owner of 33 Jordan Street
	Erica Derrick	Owner of 33 Jordan Street
	Bob Eggleston	Architect for Sean Mott

Minutes – Resolution #2010-91: On the motion of Trustee Jones, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to approve the minutes of the Regular Meetings of April 26 and May 10, 2010 as presented.

Bills - Resolution #2010-92: On the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) that bills from Abstract #24 be audited and paid as follows:

General Fund	Vouchers	931 - 981	Checks	11942 - 11992	\$138,702.97
Sewer Fund	Vouchers	234 - 243	Checks	3540 - 3549	\$ 7,417.11
Water Fund	Vouchers	160 - 170	Checks	2968 - 2978	\$ 8,618.28
Electric Utility Fund	Vouchers	275 - 292	Checks	4091 - 4108	\$ 71,456.75

Correspondence & Announcements – Mayor Green announced the following:

- A letter from Ernie & Carol Santariello thanking the Police Dept. for the house checks during the winter when they were in Florida.
- Notice of the Central NY Chapter of the Retired Public Employees Association Pre-Retirement Seminar at the Liverpool Fire Department Hall on June 3, 2010 at 5:30 to 8:30 p.m. The free seminar is available to all members of the NY State and Local Retirement Systems; deadline for reservations is Friday, May 28.
- A letter from the Arbor Day Foundation congratulating the Village on being named a Tree City USA and an accompanying press release. Mayor Green noted that this is the fifth year that the Village has earned this national designation.
- Mayor Richard Platten’s letter thanking our DPW Maintenance Workers Bean, Dries, and Young for their assistance in cleaning the Village of Jordan’s drainage structures. Trustee Jones noted that Mayor Platten offered to reciprocate the assistance if we should need it.
- A letter from the NYS Office of Parks, Recreation and Historic Preservation announcing the availability of applications for the 2010-2011 Environmental Protection Fund (EPF) grant program (deadline Monday, July 12, 2010) and schedule of public information meetings. Mayor Green noted the Syracuse meeting is June 9 at the NYS Fair Grounds McNeil Arts and Home Center from 1:00 to 3:00 p.m. Trustee Lynn commented that it is a very good program and word ought to get out that the grants are also available to not-for-profits (i.e. new roof for churches, library, etc.)
- A letter from Town of Geddes Town Clerk Joseph Ranieri requesting support of his Town Board’s resolution calling for the consolidation of our County Government and going back to a board of Supervisors form of County Government. Mayor Green said we will wait to see what the Town of Skaneateles does.

West Lake Street (WLS) Replacement Project – DMO Lotkowitz reported that he, Mayor Green, and consultants met with WLS residents and other interested parties on Tuesday, May 18. Approximately forty people were in attendance. The meeting commenced with review of the project schedule and further detail was provided on two aspects of the project that residents asked about: 1) re-design of the “throat” at West Genesee & WLS and 2) curb cuts into lakeside properties. DMO Lotkowitz said there was also a

WLS Replacement Project, continued:

discussion on the electric project to 45 West Lake Street, which will involve putting the overhead service underground at that property and across the street, at 50, 52 and 54 West Lake Street. There were some concerns that were all addressed with the updated schematic. DMO Lotkowitz said he'd like approval to move forward. Mayor Green reported that there weren't any objections at the meeting, but noted that several contracts need to be formalized. Atty. Byrne clarified that Adam Weitsman wants to put the overhead electric underground at his property and also make it available to the four properties across the street. In response to Trustee Lynn, Atty. Byrne said if one of the property owners says no the work doesn't get done. Contracts need to be in place before any private contractor touches the Village overhead electric. The Village has a public interest – we have to be satisfied and have all contracts in place first. Recognizing that it is nothing more than verbal at this point, Trustee Hubbard suggested a letter to Mr. Weitsman outlining what the Village wants.

Status of AMR – DMO Lotkowitz reported that there haven't been any meter installations since last reported, but reiterated that water meter installations should be complete by May 31, 2011 and electric meters by the end of this year. There are still problems with some of the meters – all the electric meters are reading and most of the water. In response to Atty. Byrne recalling discussion about the Williamson Law Book software, Clerk Couch confirmed that 8½ x 11 utility bills are going out this month. She added that we will therefore be able to insert letters to water customers asking them to schedule their meter replacement. DMO Lotkowitz confirmed that he wants letters to go to all Village properties north of Rte. 20 and that he will mark off dates on the schedule when the Water Dept. won't be able to do replacements. Trustee Lynn asked if every water meter needs to be replaced and recalled the original estimate was 400. DMO Lotkowitz said that new meters have been installed for every one scheduled to date.

Status of UV Project – DMO Lotkowitz, Mayor Green, and Trustee Angelillo scheduled to meet on Wednesday, May 26 at the Hill Top Restaurant at 8:30 a.m. to review the proposals and to discuss which firms they will interview.

Status of Annual Water Quality Report – DMO Lotkowitz said the 2009 Annual Water Quality Report was sent to the Dept. of Health and approved it. Clerk Couch confirmed that Artcraft Press is well aware of the May 31 deadline and agreed to follow up with Cathy Crary of Mailings, Etc. as to the status of the mailings. The report will also be posted to the Village's website and DMO Lotkowitz will review the requirements to determine if it also needs to be published in the press.

Cold War Veteran's Exemption – Mayor Green said this topic is on the agenda at the request of Ward Vuillemot who is present this evening. Mayor Green explained that the Town of Skaneateles adopted the Cold War Veteran's Exemption under Local Law #6 of 2009 that established a partial real property tax exemption to qualifying Cold War (Sept. 2, 1945 to Dec. 26, 1991) veterans. The Village did not have time to adopt a Local Law before its January 1 taxable status date. Town Assessor Miller reported that there are six people in the Village, one with a disability, now receiving the exemption. Inasmuch as the County changed the exemption maximum from 12,000 to 36,000 and the Disability maximum from 40,000 to 120,000 the Town of Skaneateles will discuss it at their June 17 meeting. Mayor Green said he wants the Village Board to look at the Town's local law to show continuity. Trustee Hubbard indicated that he is comfortable with whatever the Town decides at that meeting. Trustee Jones clarified that it is the Board's intention to vote yes, but they want to be consistent with the Town. Atty. Byrne said this requires a Local Law and that there is time to adopt it before our taxable status date.

Critical Impact Hearing for Ernyey & Derrick, 33 Jordan Street – Mr. Ernyey and Ms. Derrick distributed copies of their Impact Assessment for their Blue Danube Gourmet To Go business, a list of their Charitable Contributions, and an approval from NYS Dept. of Agriculture & Markets Supervising Food Inspector Allen Mozek. Mr. Ernyey said the Planning Board unanimously (5-0 in favor) approved their request of a change of use from retail to restaurant and to put tables and chairs in front of their 33 Jordan Street establishment similar to the Patisserie. There were eleven supporting letters that were submitted to the Planning Board and, as suggested, they listed their charitable contributions (Mr. Ernyey later read the list). Additionally, 130 signatures were collected from customers and even more could have

Critical Impact Hearing, continued:

been added. Mr. Ernyey noted that Lucas Gallery, previously at the address, provided outdoor seating with no negative impact. The idea for a few coffee tables during the summer actually came from customers and he has talked to many other business owners who all support the outdoor seating. In answer to Mayor Green, Mr. Ernyey said there'd be three to four 30" diameter tables with two chairs each. CEO Batlle said the business was a retail store and the only change is that they want to have a few people eat on site - that our according to our definition changes the property from retail to restaurant. The same products will be offered with the same preparation. Mr. Ernyey said their menu is very limited - coffee, bagels, sandwiches and they don't have the capacity to enlarge to become a restaurant. Bob Eggleston explained that according to the NYS Building Code the property will still be retail. Different governing entities recognize different definitions. Trustee Hubbard identified this as being very, very similar to Patisserie. Mr. Ernyey confirmed that there isn't a public restroom and currently their hours of operation are from 10:00 a.m. to 7:00 p.m., but may consider changing hours during the summer. Mayor Green opened the hearing to the floor at 7:56 p.m. Mr. Ernyey reiterated that the Planning Board unanimously approved the change of use, they collected 130 signatures, and other business owners approved the idea. **Resolution #2010-93:** At 8:04 p.m., on the motion of Trustee Lynn, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to close the Critical Impact Hearing. **Resolution #2010-94:** On the motion of Trustee Jones, seconded by Trustee Hubbard, it was resolved and unanimously carried (5-0 in favor) to grant Critical Impact approval subject to the following conditions: seating on the exterior patio shall be limited to not more than 10 chairs and all of the tables and chairs used by the applicant must be located on their property, and may not encroach on a public sidewalk or right of way. Atty. Byrne indicated that he will prepare the formal resolution.

(Insert formal resolution)

Codes Enforcement – Mayor Green said that according to the February 3, 2010 Williamson Law Book (WLB) quote, the Building and Code Enforcement software is \$2,530 plus \$495 per year for support. Installation and training on-site is \$85 per hour. CEO Batlle reminded the Board that there is concern that the DOS Lot History program will “crash and burn”. He said he isn't sure how long it will take to have the data converted. **Resolution #2010-95:** On the motion of Trustee Jones, seconded by Trustee Lynn, it was resolved and unanimously carried (5-0 in favor) to authorize CEO Batlle to secure the WLB Building & Code Enforcement Software with a not-to-exceed 12 hours for training. In discussing the motion, it was noted that should it look like the 12 hours will be exceeded, additional approval will be needed.

Lutheran Church Worship Service – Resolution #2010-96: On the motion of Trustee Jones, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to approve Holy Trinity Lutheran Church Reverend Mark Luscombe's request to hold a worship service on Sunday, June 20th with the stipulation that the service be conducted in Cliff Park as the Village's Statement of Policies and Procedures regarding the use of Village parks and facilities states “no ceremonies of any sort other than picture taking may be held in the veterans' memorial section of Shotwell Park.

GFNB – The Board acknowledged receipt of the GFNB Account Summary for April, their May 7th letter addressing sharp fall of stocks on May 6th, and the Prospectus of The North Country Intermediate Bond Fund and The North Country Equity Growth Fund. It is unclear if GFNB is proposing to move money to one or both of these existing funds. Trustee Lynn cautioned against micro management; Atty. Byrne agreed to look at the limitations that we established.

Lauren Waite's Resignation – Mayor Green reported receipt of Lauren Waite's resignation from the Planning Board noting that she and her family are moving out-of-state. Her last Planning Board meeting will be June 3rd. Mayor Green said Mrs. Waite did a great job and she will most definitely be missed.

Appoint Toby Millman – Mayor Green said that he met with Toby Millman who was recommended for the Planning Board; he provided his resume that was distributed to the Board. **Resolution #2010-97:** On the motion of Trustee Hubbard, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) to appoint Toby Millman as a member of the Planning Board.

Sean Mott – Mayor Green explained that the 813 West Genesee Street property owned by Sean Mott is outside the Village but based on the agreement with the Town and Village of Skaneateles for the Town Sewer District the Village needs to determine the effect any change of use will have on the current sewer flows. Architect Bob Eggleston said Mr. Mott will take over the 2440 sq. ft. video rental space and change it to a bottle redemption center that is similar in use to the video store with one and occasionally two employees with a design water usage of 15 gallons per day. There shouldn't be any impact on the sewer as there will not be any bottle washing, no sink in the storage area, and only an occasional mopping of the floors or cleanup. **Resolution #2010-98:** On the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) that there is no objection to the proposed change of use of the property at 813 West Genesee from a video rental business to a bottle redemption center. In discussing the motion, Atty. Byrne thanked the Town for keeping the Village informed and for the courtesy of allowing our review.

Village Historian Blackler – Mrs. Blackler reported that the HLPC will discuss at their meeting next month how to proceed with historical designations (not West Lake Street). She also noted that it was great to see Jim McManus back at the Cemetery Board meeting and acknowledged that it is a busy time for him and Steve Delaney at Lake View Cemetery in preparation for Memorial Day.

Executive Session – **Resolution #2010-99:** On the motion of Trustee Jones, seconded by Trustee Angelillo, it was resolved and unanimously carried (5-0 in favor) to enter into an Executive Session for a Client/Attorney discussion at 8:31 p.m.

The Executive Session ended at 9:45 p.m. and the meeting adjourned.



Patty Couch
Village Clerk