

REGULAR MEETING, VILLAGE BOARD OF TRUSTEES
MONDAY, DECEMBER 27, 2010
7:00 P.M.

PRESENT: Mayor Bob Green, Trustees Marty Hubbard, Sue Jones, and Tim Lynn, DMO Bob Lotkowitz, Police Chief Lloyd Perkins, Village Attorney Mike Byrne

ABSENT: Trustee Angelillo

OTHERS	Justin Murphy	Skaneateles JOURNAL (Auburn CITIZEN)
PRESENT:	Patti Callahan	18 East Street
	Todd Zwigard*	51 Fennell Street
	Alan Dolmatch	52 Academy Street

Public Hearing on CIP for Zwigard Application – At 7:00 p.m. Mayor Green opened the Public Hearing on the Critical Impact Permit for the Zwigard application at 51 Fennell Street. Mayor Green noted that Mr. Zwigard has site plan approval from the Planning Board for the property that is on the corner of West Elizabeth Street and Fennell Street. In response to Mayor Green, Mr. Zwigard confirmed that the change in use will be from retail to professional office on the first floor and that there will be living quarters on the second floor. Mr. Zwigard added that the existing lot provides for the four required parking spaces (entered onto off W. Elizabeth), the SEQR has been filed, and the application is relatively straight forward. In answer to Mayor Green, Mr. Zwigard said that he is an architect with his main house in Aurora. He plans to travel back and forth from there, being in his Skaneateles office two to three days a week. Mayor Green opened the hearing to the floor; there were no comments for or against the application. **Resolution #2010-222:** At 7:03 p.m., on the motion of Trustee Jones, seconded by Trustee Lynn, the Public Hearing was closed. **Resolution #2010-223:** On the motion of Trustee Jones, seconded by Trustee Lynn, it was resolved and unanimously carried (4-0 in favor) to grant Critical Impact approval with the seven standard findings answered and satisfied. Trustee Jones explained that real estate signs are required to be removed two weeks after the sale of a property and asked Mr. Zwigard for his assistance in getting the sign removed from his yard. *Mr. Zwigard thanked the Board and left the meeting.

Minutes – Resolution #2010-224: On the motion of Trustee Hubbard, seconded by Trustee Jones, it was resolved and unanimously carried (4-0 in favor) to approve the minutes of the Regular Meeting of December 13, 2010 as **CORRECTED** in the AMR discussion to reflect “45 installed with the last 3 weeks” as opposed to 3 months as noted by DMO Lotkowitz.

Bills – Resolution #2010-225: On the motion of Trustee Jones, seconded by Trustee Hubbard, it was resolved and unanimously carried (4-0 in favor) that bills from Abstract #14 be audited and paid as follows:

General Fund	Vouchers #556 - 595	Checks 12547 - 12586	\$46,021.94
Sewer Fund	Vouchers #166 - 170	Checks 3715 - 3719	\$ 3,775.21
Water Fund	Vouchers #107- 113	Checks 3085 - 3091	\$ 3,360.13
Electric Utility Fund	Vouchers #185 - 195	Checks 4295 - 4305	\$69,883.67

In discussing the bills, in response to Mayor Green, Trustee Hubbard confirmed that he and Town Councilman Keyes are still reviewing Fire Department vouchers on a regular basis.

Correspondence & Announcements

Mayor Green announced the following:

- Receipt of National Grid’s Fully Executed Settlement Agreement re: Local Municipal Gross Receipts Tax. Mayor Green read aloud a portion of the Agreement that NYCOM strongly supported. Atty. Byrne noted that there is a slight positive financial net for the Village and that the Agreement wipes the slate clean going forward. Receipt of the Agreement announces that all municipalities have approved it.
- Onondaga County Legislature’s Certified Resolution re: Mortgage Tax Apportionment. Mayor Green noted that the mortgage tax amount is down \$1,487.64 from the FYE ’11 budgeted revenue of

- \$40,000.00 and is a reflection on the volume of slower real estate sales. Atty. Byrne confirmed that the formula has not changed and remarked that Skaneateles is better off than most communities.
- DOT Response to Al Pola Letter of December 17, 2009. Mayor Green reported that the DOT did a review of the Route 20 intersections at Jordan and State Streets. He read, "...we have determined that neither an exclusive pedestrian phase nor changing the operation of the pedestrian signals to operate 24/7 could be appropriate at this time. Additionally, the suggested diagonal pedestrian crosswalks could only be implemented if it was programmed in the controller to operate as an exclusive pedestrian phase, which is not warranted based on our review". Mayor Green said DOT did determine to update the pedestrian signs near the pedestrian push buttons, as well as add overhead signs warning right turning motorists to yield to crossing pedestrians at those two intersections. Their Signal Crews will install the signs and they will continue to monitor the site. DMO Lotkowitz commented that DOT didn't really look at the crosswalks as Mr. Pola suggested. Mayor Green said traffic gets backed up at the turn right when no pedestrians are crossing signs as people tend to think there is no right on red turn allowed. Chief Perkins said exclusive pedestrian signs would slow traffic even more. The DOT has reviewed the intersections two times in four years and both times said no.
- NYS DEC Acknowledgement of Receipt of our Tree City USA Application.
- Mayor Green said he followed-up with Jackie Keady after the Northshore Property Owners Assoc. letter was received requesting representation on the Parking Review Committee and recommending Dr. Kiltz as their representative. Trustee Hubbard said he spoke to Dr. Kiltz and stated that he'd contact him after the committee's first meeting.
- NYS EFC Clean Water & Drinking Water State Revolving Funds Refinancing Initiative. Atty. Byrne confirmed that the Village would realize a reduction in the net interest rate on its outstanding bonds sold in 2000 to finance the SSO project. The EFC anticipates an average interest savings of 9.2% following the restructuring of the debt. Estimating a 9.0% savings on the \$161,911.12 interest remaining on the debt (not including the interest payment due on January 1, 2011), the Village would save \$14,572 in interest payments over the remaining ten years of bond payments. Atty. Byrne said the exact savings won't be known for a few weeks, but EFC will crunch the numbers if we commit. The Village is assured of saving or we won't participate - it is an opportunity to save some money over ten years. Atty. Byrne said the only negative is that we'd have to let payments run the course and can't pay the debt off early. **Resolution #2010-226:** On the motion of Trustee Hubbard, seconded by Trustee Jones, it was resolved and unanimously carried (4-0 in favor) to authorize Treasurer Couch to execute the Closing Certificate and Supplemental Agreement.
- A thank you letter from the Labor Day Race Committee thanking Chief Perkins and the Police Officers for their continued support.

AMR Status Report – After distributing copies of his dashboard for the AMR System project, DMO Lotkowitz reported that enough water meters were installed to increase our completion by 1%; crews have been busy with meter reading, snow removal, and the holidays. He added that he is working on an issue with the TGB - the battery charging system failed causing the TGB to shut down. A new part was ordered, delivered today, and will be installed tomorrow morning. Water/Electric meters will continue to be installed and "hit heavy" in January.

Status of UV Project – DMO Lotkowitz distributed his dashboard for the UV Disinfection Project noting that the Municipal Board and Atty. Byrne completed a final review of the Pre-Selection Bid Specifications. Comments were reviewed and will be incorporated in an updated specification. DMO Lotkowitz said if the Village Board gives approval tonight, the bid will be advertised in the Skaneateles Journal the week of January 3, 2011. Bids will be due January 25 and construction documents complete on April 11. Trustee Hubbard noted that the schedule has been revised moving the bid date up one week.

Police Activity Report – Chief Perkins reminded everyone that Accreditation dates are January 4, 5, & 6, 2011 with one to two inspectors who may reach out to Board members.

Codes Enforcement – Mayor Green said Codes Enforcement Officer Battle is in a training class at the Fire Station, but prepared the following report. Mayor Green read: Issued 82 Building Permits for 2010

compared with 56 for 2009; we have issued 9 permits for new homes in 2010; Krebs Zoning Board of Appeals Meeting is tomorrow. The Planning Board did make positive recommendations to the Zoning Board concerning all the aspects of the Krebs application. However, due to a scheduling conflict with the Krebs's architect who is out-of-town, the actual public hearing will be moved to Tuesday, January 4th. The ZBA is hoping to get Gary Robinson there Tuesday to chat about the operation of the restaurant. Trustee Hubbard's application is also on the Tuesday ZBA agenda; received the new application for the Dr. Kiltz project and that will go thru the process starting with the Planning Board in January; the new computer based building permit program has been installed. It will take some practice to get use to its features. Jorge will be transferring a lot of historical data into the program to track past permits and inspections. It looks to be a very good, stable data base program for the future needs of the Village.

Damaged POM Parking Meters – Mayor Green confirmed that the Village received a \$1,524.16 check from POM reimbursing the Village for installing the meters in 2009 and this year. Chief Perkins said there are a couple of single-head meters that are not in yet, but POM is aware of it. This item can be removed from the agenda.

Status of West Lake Street Lights – Mayor Green reported that he received a call Saturday afternoon from Adam Weitsman who said he agreed to remove two or three of the lights as a result of meeting with his West Lake Street neighbors. Mr. Weitsman has removed three lights, there are now only two. In response to Trustee Jones asking how we could avoid a similar problem in the future, DMO Lotkowitz said we could set up a lighting standard. Mayor Green said it would be good to have specifications, but Trustee Lynn noted that most areas have already been developed. This item can be removed from the agenda.

Status Report on Orchard Road – DMO Lotkowitz reported that Sewer Specialties came in last week and TV'd four laterals as far as they could go. Rob George's is in good shape. Obvious connections on the laterals were found on two of the other three. Mayor Green said that could be causing the problem and he offered to review the report with DMO Lotkowitz when it is received. Sampling will be ongoing.

Status of Onondaga County IMA Agreement – Mayor Green reminded the Board that at the last meeting he was authorized to sign the Onondaga County IMA Agreement once it was in final form. Since then, the Onondaga County Mayors Association approved the IMA Agreement that is the same for all the Onondaga County municipalities. Mayor Green advised DMO Lotkowitz that he needs to sign the application that will accompany the agreement. In response to Trustee Hubbard, DMO Lotkowitz confirmed that the dollar amount was increased.

Status of Turbidity Event Notice – DMO Lotkowitz confirmed that the Turbidity Event Notices were mailed, published in the Skaneateles Journal, and is on the Village's website; the Town of Skaneateles and the City of Syracuse also sent notices. DMO Lotkowitz said he sent the acknowledgement back today.

Approve UV Pre-selection Bid Specifications & Authorize Advertising for Bids – DMO Lotkowitz said the document was circulated and looks fine. After S&W finishes incorporating the comments, the document will be sent to three prospective clients. Trustee Hubbard suggested that DMO Lotkowitz defer to S&W for a recommendation on where to send the specifications. **Resolution #2010-227:** On the motion of Trustee Lynn, seconded by Trustee Hubbard, it was resolved and unanimously carried (4-0 in favor) to authorize advertising for UV Pre-selection Bids.

Skaneateles County Club Sewer Bill Penalty Charge - Mayor Green said in August, 2010 the Town billed the Skaneateles Country Club (SCC) for an excessive amount of water (2.7 million gallons) which subsequently resulted in a \$15,402.00 Village sewer bill. SCC General Manager Jim Fields has had several discussions with the Town about the accuracy of that usage noting that the SCC's average quarterly water usage is 350,000-400,000 gallons. The SCC continues to maintain that there is an error,

but in the interim of clearing up the mistake they initially agreed to pay the Town a third this year and two thirds in January. The SCC is now asking and awaiting a response from the Town if they'd be amenable to the SCC paying the remaining two thirds over the next year. On December 22, the SCC paid the Village \$5,365.00 (a little more than a third of the original sewer bill) and is asking if the Board would consider removing the 1½ % monthly penalty charge on this charge due to the unusual circumstances. Trustee Hubbard surmised that there will most likely be a settlement with the Town and noted the SCC's good faith payment. Mayor Green and Atty. Byrne concurred that we should wait on a decision by the Town. Trustee Jones expressed concern about being tied to something that we aren't comfortable with. **Resolution #2010-228:** On the motion of Trustee Lynn, seconded by Trustee Hubbard, it was resolved and unanimously carried (4-0 in favor) to follow the Town's decision regarding the amount of payment and interest charge.

Authorize Engaging Colin Leonard to Represent the Village – CSEA Grievance – Resolution #2010-229: On the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved to authorize engaging Bond, Schoeneck & King Attorney Colin Leonard to represent the Village relative to the CSEA Grievance.

2010 Public Water Supply Inspection – Mayor Green said the report looks to be very satisfactory. DMO Lotkowitz agreed and advised that he is signed up to take the home study course for the Class D license recognizing that we need a designated operator. WWTP Manager & Water Disinfection Operator Zlatko Psenicnik will take the course in March & April.

Appoint Megan Keady to Planning Board – Mayor Green reported that several people were interested in becoming a member of the Planning Board that conducted five interviews. Planning Board Chair Bruce Kenan said they overwhelmingly recommended Megan Keady who they agreed will be an excellent appointment. **Resolution #2010-230:** On the motion of Trustee Lynn, seconded by Trustee Jones, it was resolved and unanimously carried (4-0 in favor) to appoint Megan Keady to the Planning Board.

Fire Department's Annual Physical Examinations – Inasmuch as this request was just received from the SFD by fax late this afternoon, Mayor Green said this item will be on the January 10, 2011 agenda.

Continuation of the Public Hearing on the UV Disinfection Project & Consolidation of Services – With no one indicating that they were in attendance for the public hearing, Mayor Green explained that it's been determined that a public hearing is not needed or required so it is cancelled.

Executive Session Client/Attorney Discussion – Resolution #2010-231: At 7:53 p.m., on the motion of Trustee Jones, seconded by Trustee Hubbard, it was resolved and unanimously carried (4-0 in favor) to enter into an Executive Session for a Personnel Discussion. **Resolution #2010-232:** On the motion of Trustee Hubbard, seconded by Trustee Jones, it was resolved and unanimously carried (4-0 in favor) to end the Executive Session and adjourn the meeting at 8:33 p.m.



Patty Couch
Village Clerk/Treasurer