

VILLAGE BOARD MEETING MINUTES
AUGUST 23, 2012
7:30 P.M.

PRESENT: Mayor Hubbard, Trustees Angelillo, Jones, Lanning and Sennett, Police Chief Lloyd Perkins, Police Sgt. Stevens, Village Historian Blackler, Village Attorney Byrne

Others:	Carrie Chantler	Skaneateles Journal
	Dick Donovan	Vil. of Minoa Mayor, Pres. Onon. Co. Mayors Assoc., 1 st VP NYCOM
	Jim Williams*	13 Jordan Street
	Peter Wiles*	13 Jordan Street
	Doug Clark*	24 West Lake Street
	Sara Panzarella	Imagine

Public Hearing on Local Law #2 of 2012 – At 7:30 p.m. Mayor Hubbard opened the Public Hearing on Local Law #2 of 2012, Amending Chapter 149 of the Village Code, Regulating “Peddling and Soliciting”. He read, “The following items are the significant changes reflected in this draft Local Law.

1. The new law would convert the regulation of mobile and pedestrian vending & soliciting from a system of licensure to a system of registration. Currently, the Village Code requires that someone wishing to engage in such activities must complete an application form and present it to the Village Clerk along with an application fee. The clerk then requests a police background check of the applicant. Under the new law, a vendor would not apply for a license but would merely register with the Police Department. They would pay no fee and would not be subject to a background check or receive a license.
2. Vendors and solicitors would still be prohibited from entering onto private property before 9:00 a.m. or after ½ hour before sunset, and would be prohibited from entering onto posted property.
3. Mobile vendors (those operating from a vehicle) would be prohibited from engaging in such activity within 200 feet of a Village park. (They are currently prohibited from doing so within 200 feet of any school in the Village.)”

At 7:31 p.m., Mayor Hubbard opened the hearing to the floor asking for comments for or against. Doug Clark said he used to work “at a little restaurant on Jordan Street” and it is bothersome to see a van parked on Route 20 in front of the park doing business, be it renting paddle boards, or otherwise. He asked if the Board is okay with this. Mayor Hubbard said the paddle board company is not registered to do so. Trustee Lanning said he looked into the activity and they are not renting boards from the van. People call their business in Auburn and make a reservation to rent a paddle board that is delivered to them at the park. Business is conducted by reservation only. Mr. Clark commented if they can do that why can’t anyone else. Chief Perkins said he personally watched the activity and talked to the owner of the paddle board company when it came to the Police Department’s attention. No money exchanged hands on the sidewalk – the transactions took place at the business. He added that there have been quite a few communications about Peddling and Soliciting and the action tonight is based on several issues – not just the Paddle Board company that hasn’t been back since they were told to cease the operation. Trustee Jones said she agrees with Mr. Clark - they need to meet people on private property, not at the park. Trustee Angelillo said the transfer of funds at the park has been discussed, but questioned if the local law would prohibit other business transactions such as the use of smart phones for purchases. Atty. Byrne said he believes it does with the verbiage “offer goods, wares or services”. He added that he thinks the language is broad enough that it wouldn’t rise or fall with cash exchange at the sidewalk. Mayor Hubbard noted that currently mobile vendors are prohibited from engaging in such activity from within 200 feet of any school in the Village. This local law will add any Village park. In response to Peter Wiles, Atty. Byrne said solicitation at the Sherwood Inn (that’s within 200’ of a park) wouldn’t be prohibited as it is private property. Jim Williams asked if the Village could prohibit the Paddle Board company from meeting a paddle board renter in the Village Municipal Parking Lot and accompanying the person to the park for instruction on how to use the paddle board. Atty. Byrne said, no, that wouldn’t be regulated. Chief Perkins asked if there is a stipulation on time to re-register. Atty. Byrne said the law is not that

specific. Chief Perkins said the Police Department has more concern with knowing each of the individuals who register; Atty. Byrne confirmed that each person has to register. Trustee Lanning asked about non-profits, political organizations, etc. Atty. Byrne pointed out that the law contains a complete section relative to first amendments rights - we are not attempting to regulate any free speech, Section §149-13 states, "Any person engaged in the noncommercial activity of canvassing or soliciting for religious, charitable, educational or political organizations, as defined in this article, shall not be required to register...". Trustee Angelillo asked if an ice cream truck could pull up and park all day. Atty. Byrne said not within 200' of a school, park, or in the Historic District. Chief Perkins noted that most parking meters are within the Downtown D District. With no additional comments for or against, **Resolution #2012-156**: On the motion of Trustee Angelillo, seconded by Trustee Lanning, it was resolved and unanimously carried (5-0 in favor) to close the public hearing at 7:45 p.m. **Resolution #2012-157**: On the motion of Trustee Jones, seconded by Trustee Sennett, it was resolved and unanimously carried (5-0 in favor) to adopt Local Law #2 of 2012, Amending Chapter 149 of the Village Code, Regulating "Peddling and Soliciting". *Messrs. Clark, Williams, and Wiles left the meeting.

Mayor of Minoa Presentation – Mayor Hubbard welcomed and introduced Village of Minoa Mayor Dick Donovan who is also the current President of the Onondaga County Mayors' Association and 1st Vice President of NYCOM. Mayor Hubbard said he is an ambitious individual who is commended for his efforts relative to the Sales Tax Agreement with Onondaga County and we are grateful for his achievements. Mayor Donovan thanked the Board for the warm welcome and opportunity to address the Board. He said he is in his 23rd year with the Village of Minoa. As President of the Onondaga County Mayors' Association he has noticed a drop in attendance at the meetings. Although the name of the organization references Mayors, all are welcome. He encouraged other elected officials, clerks, DPW Superintendents, etc. to attend. Mayor Donovan said the Sales Tax debate was not the end of the road. Cities are in drastic shape financially and there is continued pressure on this level of government. It is vitally important to keep Villages that are the grass roots governments - solidify the fact that you are all important. Mayor Donovan said there was a Legislative Breakfast this past January and two key committees came out of it. One prime topic is Police and that group met Wednesday. Mayor Donovan distributed copies of "Village Government in New York" fact sheet (inserted below) pointing out that village government is the only form of government formed by the people - no others are formed that way. Villages are not protected in the State Constitution - we are a part of the people we represent. Mayor Donovan said as NYCOM's 1st VP, he also encourages support of NYCOM. Their website is a public site and interested persons can read about the tax cap, mandate relief, etc. There is also a section for members that requires a log in and password. NYCOM continues to champion our concerns such as Tier 6 (that is now in existence) and mandates with no funding attached. NYCOM's conferences are listed and to date there have been 65 conferences outside of Albany. The Main Street Economic Conference this year will be at the Sheraton in Syracuse from September 30 to October 2. Mayor Donovan encouraged attendance, even just some of it, as the networking is extremely valuable - we learn from each other. Mayor Hubbard thanked Mayor Donovan for his time and effort which are both appreciated.

Village Government in New York Fact Sheet

Background

- A village is a general purpose municipal government that is created by a vote of the residents of a community in order to provide an enhanced level of government services not otherwise provided by the surrounding town.
- Villages in New York range in size (from as few as 50 residents to as many as 57,000) and provide varying types and levels of services, including: police, fire, ambulance, water, sewer, code enforcement, road/bridge/sidewalk maintenance and repair, parks and recreation, youth and seniors programs, libraries, justice courts, garbage collection, and public works.
- Currently, 555 communities in this state have created and retained the village form of government, serving 1.9 million of the State's nearly 19 million residents. Over the past 25 years, several villages have dissolved and new villages have incorporated, but the total number of villages

has remained essentially the same. The number of villages within some of the State's most populous counties includes 64 villages in Nassau County, 31 villages in Suffolk County, 20 villages in Westchester County, and 16 villages in Erie County.

Village Government is Democratic Self-Governance

- Unlike other classes of government whose boundaries are originally established by the State Legislature, the creation of villages occurs when a cluster of people decides it wants to secure particular public services and exercise greater local control. This pure form of self-governance allows residents to design an efficient government that provides services for which the residents are willing to pay.
- Villages are created by citizen initiative without any discretionary interference or approval from other governing bodies at the state or local levels. There is no authority for anyone but local residents to decide the question of whether to incorporate. That said, the people who want to live in a village vote to create the village. And if the village residents decide they want to dissolve, they have the power to collect signatures on a petition and cause a referendum to be held on whether to dissolve the village.

Village Government is Efficient and Responsive Government

- Being the level of local government closest to the people, as well as created by the people (and subject to dissolution by the people), village government is inherently responsive to residents' demands for efficiency. Villages also work with other local governments - town, cities and counties - to help make them more efficient through the use of intermunicipal agreements for shared services.
- An assumption is often made that multiple levels of government must equate to duplication of services among those multiple layers. When it comes to villages, this is usually not the case. The reason for creating and maintaining a village is to provide a service that is not being provided by the surrounding town.
- The inefficiency issue that warrants examination is the *duplication* of taxes, not the duplication of services. Under New York law, village residents are required to pay town taxes for many services that they do not receive from the town. The law needs to be amended to provide that village residents need only pay town taxes for town services provided within the boundaries of the village.
- Dissolving a full service village into a low-service town will actually result in inefficiencies by forcing a town to provide services they are not used to providing. This will need to be done by either setting up numerous unaccountable special districts or providing the service town-wide, which could require additional staff and administrative inefficiencies.
- A report issued in 2008 by government efficiency consultant Wendell Cox highlighted the fact that bigger local government does not equate to more efficient local government. As villages tend to be the smallest geographically, compared to other classes of municipal governments, local leaders respond to the demands for efficiency from their constituents that they see each day.

Minutes – Resolution #2012-158: On the motion of Trustee Jones, seconded by Trustee Sennett, it was resolved and carried (4-0 in favor with Trustee Angelillo abstaining as he was not present at the meeting) to approve the Minutes of the Regular Meeting of August 8, 2012, as presented.

Correspondence & Announcements - Mayor Hubbard noted the following:

- Receipt of GFNB LOSAP Account Summary for July, 2012
- Chamber of Commerce Executive Director Sue Dove's thank you note to the Village Board, Police, & DPW that reads as follows: Thank you all for your support of the 2012 Skaneateles Antique and Classic Boat Show. Our exhibitors and visitors raved about our community and what a 1st class show this is. Our Committee was very impressed to learn the police put up police tape to keep people away from the antique boats overnight. That was very effective. The DPW and D&D Cleaning were very responsive to the problem in the men's bathroom. All in all, things went very smoothly. Your ongoing support of the show is greatly appreciated.
- Email from Trustee Sennett seeking volunteers to work the food stand at the SVFD's Labor Day Field

Days. Trustee Lanning recognized that many young people want to help, but not for long. Trustee Jones concurred that they want to work just long enough to get ride tickets.

- Penflex Summer 2012 Newsletter

- Letter from Senator John DeFrancisco thanking Mayor Hubbard for his letter of August 9, 2012 regarding the proposed Thruway toll increase that he will be advocating against.

- Seasonal Laborer Jim McManus announced that Friday, August 24, 2012 will be his last day of employment.

- The Skaneateles Volunteer Fire Department announced that the theme of the Labor Day Weekend Field Days is Breast Cancer Awareness. Firemen will be in pink shirts to show support, Carol Baldwin will lead the parade in her painted van, and proceeds of t-shirt sales will go to the Carol Baldwin Foundation.

Director of Municipal Operations – Inasmuch as Director of Municipal Operations (DMO) Lotkowitz was not able to attend this evening's meeting he prepared a summary for the past two weeks that Mayor Hubbard read aloud as follows:

- DPW: Completed tree grate work, had email of appreciation from Bill Eberhardt thanking the DPW for saving the grates in front of the Sherwood. In addition, we did mowing and cemetery work. W. Elizabeth Street milling was completed yesterday – paving on Monday. West Lake Street is scheduled for mid-September.
- Water/Electric: Completed 3 days of AMR training by SENSUS – attended by both Town and Village at the Water Plant. Water meter installation is ongoing. There was a transformer short-circuit on Academy. Electric promptly replaced the transformer and restored service to customers affected. Transformer spilled oil – DEC was called and responded. The Village cleaned up the spill per DEC instructions.
- Mini-Excavator: Will be delivered on Monday (8/27). Trailer purchased.
- RBC: Shipping of RBCs confirmed for Sept. 4, crane and mech. contractor on board
- Old Fire Station: Asbestos removal starts on Monday (8/27)
- Scheduled for September: Prentiss to West Lake Street Path and Tallcott Lane waterline

Village Historian – Village Historian Blackler said she will give a Historic Moment at the end of the meeting, if time allows. Regarding Jim McManus' last day of working for the Village, she said she is very sad to hear that - he is going to be very hard to replace. He is one of four or five people who know the cemetery - the lots, graves, etc. He was terrific for the cemetery - we can replace the worker, but it will be a long process for someone to learn all that Jim knew.

Status of RBC Contract – Mayor Hubbard noted that this topic was covered earlier in the meeting.

Status of NYS LGE Grant – No report update.

Status of Asbestos Abatement – Mayor Hubbard noted that this topic was also covered earlier in the meeting.

Revise Resolution #2012-152 of August 8, 2012 – Trustee Sennett explained that the Board authorized entering into an agreement with Syracuse Technologies for offsite computer backup, but Clerk/Treasurer Couch has since learned that they don't offer adequate support. She was referred to Kishmish that offers the same service at the same cost. **Resolution #2012-159:** On the motion of Trustee Sennett, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) authorize entering into an Agreement with Kishmish for offsite computer backup at a cost of \$75 per month.

Imagine Gallery - Sarah Panzarella said she is asking permission to set up an art installation in front of their shop, Imagine, at 38 East Genesee Street, on September 7. The art installation would be in conjunction with Skaneateles First Friday art night, and would be a temporary installation, which would be taken down the following morning. Imagine's exhibition for First Friday will be Wearable, Warm, and Wonderful, an exhibition of fiber arts. Ms. Panzarella said she is proposing a knitting installation on the

street in conjunction with their exhibition. They would have some of our artists knit "sweaters" on to the sidewalk bench, tree, and lamp post in front of their shop. She added that because the coverings will merely be yarn, they would not damage in any way. Trustee Jones said she thinks it sounds like fun and would be willing to allow the exhibition to stay up for a week. She added that she appreciates Ms. Panzarella coming before the Board to request decorating Village property as opposed to just doing it. Trustee Lanning said he is concerned about setting a precedent. Trustee Sennett noted that The Artisans have had tents and food; there have been various different outside things for First Friday that is one night a month for seven months. She said she is inclined to support this request. Mayor Hubbard suggested setting a parameter for First Friday - these types of activities could be limited to First Fridays. To tie into First Friday, he suggested that the display could remain until the close of business on the Thursday following First Friday, weather permitting. Trustee Sennett added that not everyone is a First Friday member. **Resolution #2012-153:** On the motion of Trustee Jones, seconded by Trustee Sennett, it was resolved and unanimously carried (5-0 in favor) to approve Imagine Gallery Director Sarah Panzarella's request to set up an art installation at 38 East Genesee Street on Friday, September 7, 2012 for a fibers exhibition that can remain until Thursday, September 13.

Historical Moment - Village Historian Blackler gave the following Historical Moment:

THAT WONDERFUL LITTLE BOAT HOUSE

What is the story of that so often photographed beautiful boathouse that can be seen from the shore of the village parks? One can't argue that it is a beloved Skaneateles landmark. When was it built? Who owned it first? Who built it? Who first painted it?

We know. Lucien Moses had it built in 1877. John Wheeler, a well-known and much admired local architect/builder (Legg Hal, the Methodist Church) was given the contract to build it and Edwards and Van Guilder painted it.

Lucien Moses was born in Marcellus in 1822 (we were all Marcellus then) and came to Skaneateles when he was twenty years old. He associated with Caleb Allis in the mercantile business until 1849. During the California gold excitement he traveled to that state by way of the "Horn". He stayed only two years and returned to Skaneateles and again entered commercial pursuits. He married Mary Pardee, daughter of Charles Pardee, in 1863. They at first lived in Detroit, where Lucien was a member of the firms Lewis & Moses and Fisk & Moses of that city. Late he acquired government contracts for dredging Duluth Harbor at the head of Lake Superior. Sadly, during this time, he contracted a spine ailment that deprived him of the full use of his limbs for the remainder of his life. Mary and Lucien returned to Skaneateles to live a life of retirement.

In 1869 an article in the American Farmer of Rochester, contained a plan, by a Prof. Webster, of the grounds for a "villa resident in the Italian style, for L. Moses, Esq. of Skaneateles. The site is a beautiful one on the west bank of the Lake". In 1871 the Skaneateles Democrat notes the extensive improvements that has been made to the large plot of land owned by Mr. Moses in preparation to build a house "in keeping with the location". The house was never built; the boathouse was built first. In 1871, Mr. Moses had a wall of quarry stone 700 feet long and four feet high laid along the shoreline of his land. Ed Burgess had the contract.

The boathouse began in 1877. Skaneateles Democrat in September of that year: "Workman have been engaged for the last week in laying a very substantial foundation wall at the south end of Lucien Moses lot. Rumor hath it that a very handsome boathouse is to be elevated upon said foundation in the cottage ornee style, two stories in height, the second story is to be fitted as a luxurious lounging place for its genial proprietor."

In December of that same year the local paper has an article entitled "The New Boathouse." - "thanks to Mr. Moses for his attempt to add to the beauty of our shore and the view from our village." I don't think as residents we change, for at the end of the article, they apologetically hope that "Mr. Moses will keep his building pure white...white is the only *paint* that agrees well with a wooden structure."

The planned main house was never build and the land and boathouse was sold to George Wicks of Skaneateles in 1880. Mr. Lucien Moses died in 1893. The beautiful boathouse is now owned by Mr. Richard Lynch.

We are still able to look upon and enjoy that structure and stone wall upon the shore and appreciate the creativity and effort put forth by our early residents, Lucien Moses and John Wheeler. It is a wonderful little boathouse.

Village Historian Blackler asked for suggestions for future Historic Moments and those suggested were: what sort of fruit was grown on Orchard Road, Goodspeed Place, the Library.

At 8:23 p.m., a five minute recess commenced prior to addressing the bills.

Bills and Adjustments - Resolution #2012-154: On the motion of Trustee Sennett, seconded by Trustee Jones, it was resolved and unanimously carried (5-0 in favor) that bills from Abstract #6 be audited and paid as follows:

General Fund	Vouchers #225-268	Checks 14192-14234	\$ 31,657.55
Sewer Fund	Vouchers # 66- 76	Checks 4202- 4211	\$ 5,597.30
Electric Fund	Vouchers # 76- 87	Checks 4787- 4798	\$116,996.00
Water Fund	Vouchers # 37- 41	Checks 3381- 3385	\$ 7,361.88

Adjourn - Resolution #2012-155: On the motion of Trustee Jones, seconded by Trustee Sennett, the meeting was adjourned at 8:41p.m.


Patty Couch
Village Clerk/Treasurer