

**Village Board Meeting & Public Hearings
September 17, 2018**

Attended:	John Burrell	Mayor
	Joe DiPasquale	Trustee
	Patra Lowes	Trustee
	Spencer Murray	Trustee
	Greg Cappelli	Trustee
	Niles Pierson	Engineer
	Kathleen Moriarty	Attorney
	Mary Klahn	Clerk
	Gary Palumbo	Planner

Also Attended: John Thomas, Doug Bush, Mark Chudy, Brian McFadden, Mila Clauss, Sean Lowes, Shannell Kiersz and Missy Rivers.

Good News

Sales Tax Distribution from County - \$104,962.29

Public Hearing Local Law #4 – Amending 5A of Local Law No. 3 of the year 1982 and Local Law No. 4 of the year 2011 to require the owner and occupants of land to cut, trim, or removal brush, grass, rubbish, and weeds.

Public Hearing Local Law #5 – Amending Local Law No. 2 – 2014 Entitled “Zoning Local Law”, as amended from time to time.

Doug Bush stated that he feels that short-term rentals will degrade the neighborhoods, and said he has homes on both sides of him that are listed on home rental sites. He has found several different homes in the village listed on various short-term rental sites. He also said he knows some noise is likely, but having loud parties on Monday night is a problem. Brian McFadden from the Chamber said that the majority of homes in the village are owned by non-residents, making it more important to have a set of solid rules. Mayor Burrell stated that he had letters from Travis Baugh and Anne Northrup addressing the short-term rental problem. A request to shorten the range for the contact was brought up by Mila Clauss.

Ms. Lowes asked if the Village received any kind of benefit having so many short term rentals.

Approving minutes from the Special Meeting 8/22/2018

Motion: by Mr. Murray to accept the minutes.

Second: by Mr. Cappelli All ayes. Carried

Corrections on the August 13th minutes that were already approved.

Budget modifications from A917 Fund Balance \$101,307.33 to A5110.421 Maint. of Roads and G915 Fund Balance \$101,307.33 into G8130.2 Treatment & Disposal – Equipment for new Dulevo Sweeper/Vac.

Motion: by Mr. Cappelli to make the proper corrections.

Second: by Mr. DiPasquale All ayes. Carried Patra lowes was absent

August Financial Report and Audit of Claims

Budget modifications from A917 Fund Balance \$101,307.33 to A5110.421 Maint. Of Roads and G915 Fund Balance \$101,307.33 into G8130.2 Treatment & Disposal – Equipment for new Dulevo Sweeper/Vac.

Motion: to accept with above revisions by Mr. Murray.

Second: by Mr. Cappelli All ayes. Carried

Mayor Burrell announced that we can now print a new report that shows where budget modifications are needed monthly.

General Fund - Under Maintenance of Roads – modification take \$10,000 out of fund balance and put in A5110.400

Motion: by Mr. Cappelli to make the above modification

Second: by Mr. DiPasquale All ayes. Carried

Water Fund – **\$1,500** From Fund Balance to F9040.8 Workman’s Comp.

Motion: by Ms. Lowes

Second: by Mr. Cappelli All ayes. Carried

Sewer Fund

\$17,560.67 over in G8130.400 needs to move \$20,000 from fund balance to G8130.400

Motion: by Mr. Murray

Second: by Mr. Cappelli All ayes. Carried

General Fund - **\$137,222.27 with added Land bank bill of \$50.00**

Water Fund- **\$11,662.53**

Sewer Fund- **\$24,337.44**

Motion: by Mr. DiPasquale to pay the bills

Second: by Ms. Lowes All ayes. Carried

Ms. Lowes asked about the Propane tank purchased from tops market. Mayor Burrell replied used for sealing the streets.

Business from the floor

Mayor's Report

Garbage Meeting
CMOA Meeting
Jeff Smith/Niles Meeting
4 Corners Meeting
Jack Kramer/NYCOM Certificate of Public Service
Joint Fire Commission Meeting Minutes
State Insurance Fund Audit
Bill Coolidge Requests
R. A. Mercer Request

Motion: by Ms. Lowes to take the advice from the Four Corners Committee to keep all green space as is. Nothing new after the ski tree. Mr. Cappelli would like to review.
No second.

R.A. Mercer request is requesting an additional fee of \$9,235.00 from our last fiscal year.

Motion: by Mr. Murray not to pay the additional bill from Mercer.

Second: by Mr. Cappelli All ayes. Carried

Department and Committee Reports for Approval

Planning – Gary Palumbo

Motion: by Mr. Murray to approve the planning report.

Second: by Ms. Lowes All ayes. Carried

Mr. Cappelli asked Mr. Palumbo about 14 Monroe Street balcony was it approved? Yes answered Mr. Palumbo. Mr. Cappelli requested that in the future we have a public hearing for all balconies.

Engineering report – Niles Pierson

Mr. Pierson reported on the baseball field in the Village Park will begin next Monday 9/24/18. Crews will build up the surface of the infield where water tends to accumulate and create some dugouts. There will also be a removable fence at the home run line. This will allow the field to be used in tournaments. The Monroe Street beautification project is basically complete. The only thing remaining to be done is planting the one tree. The sidewalk along the street was widened by two feet to seven feet. The grass is planted in the geo-blocks but needs several weeks for the roots to get established. The area will be taped, except for the walkways. Sean Lowes complemented the workers who installed the upgrade, saying they were “very fast and professional.” He said, however, that he had been told originally his store would be included in the project and added he felt “left out.” Mr. Pierson explained the original cost of the project had been more than

anticipated, and they reduced the size of the job by taking his store out of the plans. Mr. Lowes said he would like to be included in Phase II of the project.

Ms. Lowes asked the DPW to order and put up a 2 hour parking sign on the pole in front of the City Garage.

Motion: by Mr. Cappelli to approve the Engineering Report

Second: by Mr. Murray All ayes. Carried

DPW updates of the progress on revamping the interior of the DPW building. \$28,000 came out of the grant money.

Peddlers Law – Much discussion on Fall Festival and coming up with a new structure.

Motion: by Mr. Cappelli to have Ms. Moriarty come up with new verbiage.

Second: by Mr. Murray All ayes. Carried

Beautification – Joe DiPasquale

Discussion to keep out the flower barrels for Fall Festival.

Sidewalks

Refuse – Patra Lowes

Much discussion on Lawn and Leaf Debris.

Special Events – Spencer Murray

Fall Festival vendor parking was going to be at Fitzpatrick and Weller. They are not going to allow it. Hopefully the Chamber has come up with a new solution.

Village Clerk – Mary Klahn

I have been working with April Hartloff on the Insurance renewal. I will have a proposal next month.

Old Business

L.L. No. 4, 2018 Vote

Short Term Rental L. L. No. 5, 2018 Vote

Motion: by Mr. Cappelli to close the public hearing for Local Law #4

Second: by Mr. Murray All ayes. Carried

Local Law #4 regarding brush and leaves

Letter needs to go out to all Village property owners and include the dates and procedure of pick-up and that the dates could change. Post in the papers and on line. A copy of the

procedure letter will be added to the water, sewer and refuse bill and a notice to phone books.

Leaf collection will be the same 4 weeks.

Motion: to adopt Local Law #4 with minor changes by Mr. Murray

Second: Ms. Lowes All ayes. Carried

Local Law No 5 2018

Mr. Murray wanted to make it clear that the board wants the law to create some accountability and allow the Village to control what is happening. The law is a platform that will allow the Village Board to adopt regulations. Under the law property owners must fill out an application and pay a fee annually to rent their property under 30 day rentals. The Code Enforcement Officer will inspect the property and upon approval, issue an Operator's License. The license and an emergency contact number must be posted conspicuously within ten feet of the entrance. Properties cannot exceed their legal occupancy. The fees and penalties for non-compliance will be listed on the application form. Violations of the law must be submitted in writing to either the Village Clerk or the Code Enforcement Officer. Ms. Lowes stated that everything should be in place before we vote on the law. Mayor Burrell asked for a motion to vote on the proposal.

Motion: by Mr. Murray to adopt Local Law number 5 with working on regulations.

Second: by Mayor Burrell Mr. DiPasquale – Yes, Mr. Cappelli – Yes, Ms. Lowes – No, – Mr. Murray – Yes, – Mayor Burrell – Yes.

Ski Tree Agreement

Motion: to authorize Mayor Burrell to sign the agreement by Mr. Murray

Second: by Mr. DiPasquale All ayes. Carried

Court Audit – taken care of and Ms. Klahn will be sending to the state tomorrow.

Benches – **At this moment the Village has 53 benches and applications for ten more. Mayor Burrell pointed out that some people who leased benches to honor their parents have since passed away. The board feels it is time to start weeding out the old benches.**

Motion: by Mr. Cappelli to adopt the bench lease application.

Second: by Mr. Murray All ayes. Carried

Motion: by Mr. Murray to go into executive session.

Second: by Mr. Cappelli All ayes. Carried

Motion: by Mr. Murray to go out of executive session.

Second: by Mr. DiPasquale All ayes. Carried

New Business

Nightmare Hayride requests for signs.

Motion: to approve by Mr. Murray

Second: by Mr. Cappelli All ayes. Carried

Open Container take off the Agenda.

24 Rockwell Avenue –

Motion: to have part of the property appraised for resale by Mr. Cappelli

Second: by Mr. DiPasquale All ayes. Carried

Motion: to have Mayor Burrell discuss the counter proposal of 24 Rockwell with the people that are interested in purchasing a building by Mr. Murray

Second: by Mr. DiPasquale All ayes. Carried.

Correspondence

Invitation to the Arboretum on Sunday, Sept 23rd

Motion: to adjourn by Mr. DiPasquale

Second: by Mr. Murray All ayes. Carried